



U.S. Election Assistance Commission
633 3rd Street NW, Suite 200
Washington, DC 20001

April 21, 2023

Emma Lewis
American Oversight
1030 15th Street NW, Suite B255
Washington, DC 20005
foia@americanoversight.org

Greetings:

This letter is in response to your Freedom of Information Act request (No. 22-00169):

“1. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) and all text message threads/conversations between (a) the U.S. Election Assistance Commission commissioners listed below, and (b) Cleta Mitchell (including, but not limited to, at cleta@cletamitchell.com and cmitchell@foley.com).

U.S. Election Assistance Commission Commissioners:

- i. Donald Palmer, Chair
- ii. Thomas Hicks, Vice Chair
- iii. Christy McCormick
- iv. Benjamin Hovland

2. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) and all text message threads/conversations sent or received by any of the U.S. Election Assistance Commission commissioners listed above containing any of the search terms listed below.

Search Terms:

- i. Cleta
- ii. “Conservative Partnership”
- iii. CPI
- iv. “Public Interest Legal” v. PILF
- iv. FreedomWorks
- v. “Freedom Works”
- vi. USCCR
- vii. “Commission on Civil Rights”
- viii. “Civil Rights Commission”

For the email portion of request item 2, please note that American Oversight does not seek, and that this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications forwarding such emails

are responsive to this request. In other words, for example, if Commissioner Palmer received a mass-distribution news clip email referencing PILF, that initial email would not be responsive to this request. However, if Commissioner Palmer forwarded that email to another individual with their own commentary, that subsequent message would be responsive to this request and should be produced.

For the text message portion of request item 2, American Oversight requests that full text message threads/conversations be produced. For example, if Commissioner Palmer sent or received a text message referencing PILF, the complete thread/conversation spanning two days (48 hours) prior to the sending or receipt of the message through two days (48 hours) following the sending or receipt of the message should be produced, and not just the message containing the key term.

For request items 1 & 2, please provide all responsive records from November 1, 2020, through the date the search is conducted.

3. All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) concerning government business sent by EAC Board of Advisors member Cleta Mitchell to any email address ending in .com, .net, .org, .mail, .edu, .law, .co, or .us.

For request item 3, in an effort to accommodate your office and reduce the number of potentially responsive records to be processed and produced, American Oversight has limited its emails request to emails sent by Board of Advisors member Cleta Mitchell. To be clear, however, American Oversight still requests that complete email chains be produced, displaying both sent and received messages. This means, for example, that both an email response sent by Mitchell to an email address ending in .com and the initial received message are responsive to this request and should be produced.

4. All text message threads/conversations concerning government business sent or received by EAC Board of Advisors member Cleta Mitchell. For request items 3 & 4, please provide all responsive records from November 1, 2021, through the date the search is conducted.

5. Records sufficient to identify any ethics waivers or authorizations, recusal determinations, or conflict determinations or analyses, for Cleta Mitchell.

6. All records containing objections, dissent, or concerns over the appointment of Cleta Mitchell to the EAC Board of Advisors created by or provided to any EAC Commissioner, any EAC Board of Advisors member, or any EAC staff member. This includes any memoranda, email communications, text message communications, or records reflecting any conversations containing any objections, dissent, or concerns over Cleta Mitchell's appointment.

For request items 5 & 6, please provide all responsive records from January 1, 2021, through the date the search is conducted.”

In accordance with the Joint Status Report, Case No. 22-cv-2273 (BAH), records responsive to your request are enclosed. Records have been redacted pursuant to 5 U.S.C. 552(b)(6). Certain records have been withheld pursuant to 5 U.S.C. 552(b)(5). The EAC has considered the foreseeable harm standard when reviewing records and applying FOIA exemptions.

If you have any questions please contact my office at your convenience.

Sincerely,

Camden Kelliher

Camden Kelliher, Associate Counsel
U.S. Election Assistance Commission
ckelliher@eac.gov

Thanks! Hope things are going well in MN.

If you can share the nuance of the appointment with your colleagues it would be appreciated. I see at least two so far on Twitter implying it is us. Thanks!

Okay. I just sent a text to a large group of Secretaries.

Thank you!

They understand. Several are upset with the Civil Rights Commission - but not with the EAC.

Thanks for letting me know.



And for your help!

iMessage

Nov 15, 2021, 5:51 PM

Hi, Ben. This is Steve Simon from Minnesota. Is it true that Cleeta Mitchell has been named to the EAC Advisory Board?

Hi Steve - good to hear from you. Yes the Civil Rights Commission forwarded us her name as their representative. Those slots are outlined in HAVA as representative and are not ours to fill, but rather the designated organization.

Understood. Thanks. Just trying to verify the report. I hope all is well.

From: Amanda Joiner<AJoiner@eac.gov>

Sent on: Thursday, August 4, 2022 5:08:07 PM

To: Ricky Hatch<(b) (6)> Cleta Mitchell<(b) (6)> Christine Walker<(b) (6)> kingram<(b) (6)> dlogan<(b) (6)>; Sarah Johnson<(b) (6)>; sschoelle<(b) (6)>; Alysoun<(b) (6)>; Tahesha Way<(b) (6)>

CC: Benjamin Hovland<bhovland@eac.gov>; gregmoore<(b) (6)> Mark Robbins<MRobbins@eac.gov>

Subject: Notice: Appointment to EAC Board of Advisors Executive Director Search Committee

Good Afternoon,

On behalf of Chair Greg Moore, thank you for submitting your interest in serving on a Board of Advisors committee. After careful consideration, Chair Moore has appointed you to serve on the Executive Director Search Committee. Pursuant to Section 204 of the Help America Vote Act, the Board of Advisors serves an important role in recommending nominees for EAC Executive Director to the Commission for consideration. Board of Advisors Vice Chair Ricky Hatch serves as the Chair of this Committee and will be in touch with you concerning next steps. If you have any questions or concerns about this appointment please do not hesitate to contact me or Chair Greg Moore.

Thank you for your service on the Board of Advisors.

Amanda Joiner | Acting General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Hatch,Ricky <[REDACTED]>
Sent on: Friday, July 29, 2022 8:01:09 PM
To: Benjamin Hovland <bhovland@eac.gov>
Subject: Action Item: Board of Advisors Committee Survey

Here's what I sent

--

Please forgive any typos. My phone's speech to text feature is either imperfect or mischievous.

----- Original message -----

From: "Hatch,Ricky" <[REDACTED]>
Date: 7/27/22 5:06 PM (GMT-07:00)
To: Greg Moore <[REDACTED]>, Mark Ritchie <[REDACTED]>
Cc: Amanda Joiner <ajoiner@eac.gov>
Subject: RE: [EXTERNAL] Fwd: Action Item: Board of Advisors Committee Survey

My apologies for the snail's-pace response. Here's a super-preliminary suggested list for the Ex Dir committee. I'm happy to provide the reasoning behind these choices, but the main reason is that most of these marked "yes" for the Ex Dir committee, and not for the bylaws committee. Happy to alter to achieve a better balance, but I think the Ex Dir committee is a lower risk, since we are just providing pass/fail recommendations. The Bylaws committee seems to me to have more of a need of balance.

Cleta Mitchell

Christine D Walker

Keith Ingram

Dean C Logan

Sarah B Johnson

Shane Schoeller

Alysoun McLaughlin

Ricky Hatch

Secretary Tahesha Way

Thanks,

Ricky

--

Carpe Diem
Ricky Hatch, CPA, CPO
Clerk/Auditor
Weber County
2380 Washington Blvd., Suite 320 | Ogden UT | 84401 USA
E [REDACTED] | P [REDACTED] | M [REDACTED]
#WinninginWeber

From: Greg Moore <[REDACTED]>
Sent: Monday, July 11, 2022 10:35 AM
To: Hatch,Ricky <[REDACTED]> Mark Ritchie <[REDACTED]>
Cc: Amanda Joiner <ajoiner@eac.gov>
Subject: [EXTERNAL] Fwd: Action Item: Board of Advisors Committee Survey

CAUTION: This email originated from outside Weber County. Do not click links or open attachments unless you know the sender and are expecting the link or attachment. **Think Before You Click!**

Good Morning Ricky and Mark:

I hope you both had a great weekend and 4th of July break.

Here are the results from Amanda of the response from BOA members who expressed interest in the search committee and By Laws committee. It looks like there is a health amount of interest on the part of members to serve, (which is a good thing),

I think we may now need to sort through the lists and decide if we need to go a step further and select members for each committee. We want to ensure we had a good balance and were not overloading either committee. Open for suggestions on how best to proceed.

Thanks again to Amanda for staying on top of this.

Greg

----- Forwarded message -----

From: **Amanda Joiner** <AJoiner@eac.gov>

Date: Mon, Jul 11, 2022 at 11:22 AM

Subject: RE: Action Item: Board of Advisors Committee Survey

To: gregmoore (b) (6)

Good Morning Greg,

I hope you had a restful weekend. Please find attached the results of the Board of Advisors Committee interest survey. You will see there were a total of 17 responses to the survey. The final tally shows 12 members who are interested in serving on the Executive Director Search Committee and 9 who are interested in serving on the bylaws committee.

Please let me know if you have any questions and how I can further assist you and the Executive Committee in this process.

Thank you,

Amanda Joiner

From: Greg Moore (b) (6)

Sent: Thursday, July 7, 2022 2:15 PM

To: Amanda Joiner <AJoiner@eac.gov>

Subject: Re: Action Item: Board of Advisors Committee Survey

Great, that's a good sign!

Thanks for staying on top of this.

Greg

On Thu, Jul 7, 2022 at 2:02 PM Amanda Joiner <AJoiner@eac.gov> wrote:

Hi Greg,

As of yesterday we had 12 responses. I will send you the final list when the survey closes tomorrow.

Thanks,

Amanda

From: Greg Moore (b) (6)

Sent: Thursday, July 7, 2022 2:01 PM

To: Amanda Joiner <AJoiner@eac.gov>

Subject: Re: Action Item: Board of Advisors Committee Survey

Thanks for the reminder again Amanda:

Has there been much response so far?

On Thu, Jul 7, 2022 at 1:53 PM Amanda Joiner <AJoiner@eac.gov> wrote:

Good Afternoon Board of Advisors Members,

This is a reminder that tomorrow is the last day to indicate your interest in serving on a Board of Advisors committee. Please complete the short survey via the link below if you are interested in serving on either the Executive Director Search Committee or the Bylaws Committee. If you have any questions or issues accessing the survey please let me know.

<https://survey.alchemer.com/s3/6922165/Board-of-Advisors-Committee-Interest-Survey>

Thank you,

Amanda Joiner | Acting General Counsel

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, DC 20001

www.eac.gov

From: Amanda Joiner

Sent: Tuesday, July 5, 2022 2:52 PM

To: Board of Advisors <boardofadvisors@eac.gov>

Cc: Benjamin Hovland <bhovland@eac.gov>; Mark Robbins <MRobbins@eac.gov>; gregmoore (b) (6) [REDACTED]
[mritchie \(b\) \(6\) \[REDACTED\]](mailto:mritchie (b) (6) [REDACTED]) Ricky Hatch <(b) (6) [REDACTED]> Phillip Olaya <POlaya@eac.gov>; Camden Kelliher <ckelliher@eac.gov>

Subject: RE: Action Item: Board of Advisors Committee Survey

Good Afternoon Board Members,

I hope all of you had a wonderful Independence Day weekend. This is a friendly reminder that the survey will close this Friday at 5 PM Eastern. Please complete this short survey to indicate which committee on which you are interested in serving, if any: <https://survey.alchemer.com/s3/6922165/Board-of-Advisors-Committee-Interest-Survey>

If you have any questions concerning these committees or trouble accessing the survey, please contact me at your convenience.

Thank you,

Amanda Joiner | Acting General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Amanda Joiner

Sent: Monday, June 27, 2022 1:19 PM

To: Board of Advisors <boardofadvisors@eac.gov>

Cc: Benjamin Hovland <bhovland@eac.gov>; Mark Robbins <MRobbins@eac.gov>; gregmoore (b) (6) [REDACTED]
[mritchie \(b\) \(6\) \[REDACTED\]](mailto:mritchie (b) (6) [REDACTED]) Ricky Hatch <(b) (6) [REDACTED]> Phillip Olaya <POlaya@eac.gov>; Camden Kelliher <ckelliher@eac.gov>

Subject: Action Item: Board of Advisors Committee Survey

Good Afternoon Board of Advisors Members,

On behalf of Board of Advisors Chair Greg Moore, the Executive Committee is soliciting interest in serving on the Executive Director Search Committee and the Bylaws Committee.

Executive Director Search Committee

Pursuant to Section 204 of the Help America Vote Act, the Board of Advisors serves an important role in recommending nominees for EAC Executive Director to the Commission for consideration. Board of Advisors Vice Chair Ricky Hatch serves as the Chair of this Committee.

Bylaws Committee

Pursuant to the Board of Advisors Bylaws, the Bylaws Committee considers all proposed bylaws amendments and reports on the proposed amendments to the full membership. The Bylaws Committee is comprised of not less than three (3) members and no more than five (5) members. The Board of Advisors Secretary Mark Ritchie serves as Chair of this Committee.

At your earliest convenience, but no later than Friday, July 8, please complete this short survey to indicate which committee on which you are interested in serving, if any:

<https://survey.alchemer.com/s3/6922165/Board-of-Advisors-Committee-Interest-Survey>

If you have any questions concerning these committees or trouble accessing the survey, please contact me at your convenience.

Thank you for your time and service on the Board of Advisors.

Amanda Joiner | Acting General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Phillip Olaya<POlaya@eac.gov>

Sent on: Friday, July 1, 2022 2:51:59 PM

To: Benjamin Hovland<bhovland@eac.gov>; Thomas Hicks<THicks@eac.gov>

Subject: Activity Tracker (Week of June 27)

Commissioners,

SCOTUS announced it would hear the appeal that will address the independent state legislatures doctrine next term. Also timely for NASS next week are ongoing threats against election officials. The Times has a piece below as the anniversary of the election threat task force approaches at the end of July. Finally, Sen. Klobuchar introduced a bill to address mail ballots.

The activity tracker will take a short break next week while I'm on leave. I'll be sure to flag individual stories that I notice, however.

Thanks and have a nice holiday weekend!

EXECUTIVE BRANCH TRACKER
ELECTION ADMINISTRATION AND VOTING RIGHTS
Week of June 27

Monday, June 27

- Violent Threats to Election Workers Are Common. Prosecutions are Not, [NYT](#)
 - o [A] year after Attorney General Merrick B. Garland established the federal Election Threats Task Force, almost no one else has faced punishment. Two other cases are being prosecuted, but Mr. Ford's guilty plea is the only case the task force has successfully concluded out of more than 1,000 it has evaluated.
 - o An investigation by Reuters in September turned up more than 100 threats of death or violence to election officials in eight battleground states, which at that time had produced four arrests and no convictions.
 - o A survey in March by the Brennan Center for Justice found that one in six local election officials have personally experienced threats, and nearly a third said they knew people who had left their jobs at least in part because of safety concerns.
 - o Justice Department officials declined to comment on the task force's progress. The department has said previously that the task force was tracking and logging election-related threats, and had opened dozens of criminal investigations as a result. That led to charges in February against men from Texas and Nevada and the recent guilty plea in Nebraska.
 - o The task force also has conducted training and education sessions on threats with state and local law enforcement and election officials and social media platforms. Each of the 56 F.B.I. field offices has assigned an agent to collect and analyze threat reports, and federal prosecutors have been trained in assessing and investigating threats.

LEGISLATIVE BRANCH TRACKER
Week of June 27

Friday, July 1

- First look: Klobuchar introduces election mail bill, [Axios](#)
 - o Sen. Amy Klobuchar (D-Minn.), head of the Senate Rules Committee, has introduced legislation to improve the delivery of election mail and ensure voters don't have to pay to return ballots.
 - o The bill — the Election Mail Act — would codify First-Class service standards for all election mail, require the U.S. Postal Service to postmark all ballots and ensure voters and election officials don't have to pay or pre-pay for postage on ballots.
 - o It would also require states to count absentee ballots that are postmarked by election day and arrive within seven day after the election, while permitting states to have deadlines of more than seven days.
 - o Currently, 18 states and D.C. require local election officials to provide return postage while Congress reimburses USPS for ballots of overseas and military voters.

JUDICIAL BRANCH TRACKER
Week of June 27

Thursday, June 30

- Supreme Court to hear case on state authority over elections, [AP](#)

- o The U.S. Supreme Court on Thursday agreed to hear a case that could dramatically change the way elections for Congress and the presidency are conducted by handing more power to state legislatures and blocking state courts from reviewing challenges to the procedures and results.
- o The justices will consider whether state courts, when finding violations of their state constitutions, can order changes to federal elections and the once-a-decade redrawing of congressional districts. The case probably will be argued in the fall.
- o In the most extreme example, lawyers said, if the Supreme Court were to rule that no entity besides state legislatures can set rules regarding federal elections, that could stop a governor from vetoing election bills or a state court from blocking rules that set up different voting hours in urban and rural precincts.
- o Jason Torchinsky, a Republican lawyer who wrote a legal brief urging the high court to take the case, said it is absurd to think the Supreme Court would ultimately allow that. He noted that as recently as 2015, the court agreed that legislatures do not have absolute power in elections, ruling that Arizona's voter-approved redistricting commission could legally take the authority away from lawmakers to draw district lines.
- o The high court already has another significant redistricting case on its to-do list for the fall, a reconsideration of how the Voting Rights Act requires majority-minority districts to be drawn to ensure marginalized groups have a chance at electing their preferred representatives.

STATES TRACKER
Week of June 27

Monday, June 27

- Mail-in ballot rejections surge since Senate Bill 1's passage in Harris County, [abc13](#) (Harris County)
 - o The number of mail-in ballots rejected in Harris County skyrocketed following the passage of Senate Bill 1 last year, jumping from 135 mail-in ballot rejections during the Nov. 6, 2018, midterm election to nearly 7,100 rejected ballots in the March 1 primary election.
 - o Statewide, a total of 24,636 mail-in ballots were rejected in the March 1 primary election—roughly 14.2% of all mail-in ballots submitted, according to Texas Secretary of State data.
 - o According to a 2021 U.S. Election Assistance Commission report, Texas rejected roughly 8,000, or 0.08%, of the nearly 1 million mail-in ballots cast in the 2020 presidential election.
 - o Under SB 1, voters are required to provide a partial Social Security number or driver's license number on their mail-in ballot applications to receive ballots. Once voters receive their ballots, they must include the same numbers used on their applications for the ballots to be counted.
 - o Longoria said many voters either missed the new ID portion on their mail-in ballot applications or did not provide matching ID numbers when returning their ballots. Additionally, Longoria said a privacy flap aimed at protecting voters' ID numbers has likewise caused issues.
 - o Montgomery County Elections Administrator Suzie Harvey said the introduction of the new mail-in voting requirements has created challenges for older and disabled voters. Under SB 1, mail-in ballot corrections must be made in person or through the state's online mail-in ballot tracker.

Tuesday, June 28

- Illegal Attempts to Access Voting Machines Didn't Stop with Jan. 6 Insurrection, [Brennan Center](#)
 - o [W]ealthy Republican businessmen like Mike Lindell, founder and CEO of MyPillow Inc., and Patrick Byrne, former CEO of Overstock.com, have been active in the effort to overturn the 2020 presidential election and are also supporting those working to gain unauthorized access to election systems. While the attempts to access these systems are most immediately a concern because false claims about them have been used to spread disinformation about the 2020 race, the efforts also pose a security risk to future elections.
 - o Security experts have long warned that giving malicious actors direct access to election system hardware is particularly dangerous and could risk the integrity of elections. That's why after improperly accessed voting equipment was discovered in three states — Colorado, Michigan, and Pennsylvania — officials either seized or decertified the equipment so that it could not be used in future elections. When such activity was recently discovered in a fourth state — Georgia — the secretary of state announced an investigation and said he had already replaced key election software used in the relevant county.
 - o Who is behind the effort to gain this unauthorized access? In many cases, the very same people involved in the effort to overturn the 2020 election. Perhaps most prominently, Lindell, who has been a vociferous advocate for overturning the 2020 election, is also closely connected to many of the

people who have accessed county voting systems around the country.

Wednesday, June 29

- Missouri enacts new voter rules, including a photo ID requirement, and nixes presidential primaries for caucuses. NYT
 - o Missouri overhauled its election rules on Wednesday, enacting a voter identification law similar to one the state's highest court blocked two years ago and doing away with its presidential primary in favor of a caucus system.
 - o The new law, which Gov. Michael L. Parson signed at the State Capitol in Jefferson City, requires voters to present a photo ID when casting a regular or absentee ballot. Those without such documentation will be required to fill out a provisional ballot that would be segregated until they provide photo identification or their signature is matched to the one kept on file by election officials.
 - o Among the other changes is a prohibition against the use of drop boxes for absentee ballots — a practice that many Republicans criticized during the 2020 presidential election — and replacing Missouri's presidential primary, held in recent years in March, with a series of caucuses.
 - o The new law repealed provisions enacted at the start of the coronavirus pandemic that permitted mail and absentee voting in the 2020 general election, but Republicans compromised with Democrats to allow two weeks of no-excuse in-person absentee balloting. However, those ballots must be submitted at a local election office. Military and overseas voters will still be permitted to mail their ballots.

OTHER NEWS ARTICLES & ACADEMIC LITERATURE / EVENTS

Week of June 27

From: Phillip Olaya

Sent: Friday, June 24, 2022 11:47 AM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: Activity Tracker (Week of June 20)

Commissioners,

Good WaPo op-ed by Ned Foley below about using Sec. 3 of the 14th Amendment to prohibit insurrectionists/election deniers from running for office.

EXECUTIVE BRANCH TRACKER ELECTION ADMINISTRATION AND VOTING RIGHTS

Week of June 20

Wednesday, June 22

- Justice Department Secures Agreement with Alaska Under National Voter Registration Act, [DOJ](#)
 - o The Justice Department announced today that it has secured an agreement with the State of Alaska and state officials to resolve claims that driver license transactions did not consistently provide certain voter registration opportunities required by Section 5 of the National Voter Registration Act of 1993 (NVRA).
 - o The Justice Department's investigation found that applications and renewals for Alaska's driver's licenses and identification documents did not consistently serve as voter registration applications for federal office as required by the NVRA. Likewise, the procedures by which citizens notify the state's motor vehicle office that their address had changed did not serve as a notification of change of address for voter registration purposes.
 - o Under the terms of the settlement, Alaska will fully integrate a voter registration opportunity into all applications for driver's licenses and other identification documents. Alaska will also ensure that all change of address information submitted for driver's licenses or state-issued identification purposes will be used to update voters' address information unless a voter declines to update their voter registration. Alaska has also agreed to appoint a Division of Motor Vehicles NVRA coordinator and NVRA site coordinators for each Division of Motor Vehicles office.

LEGISLATIVE BRANCH TRACKER

Week of June 20

Wednesday, June 22

- House Administration Subcommittee on Election, [Hearing](#), "A Growing Threat: How Disinformation Damages American Democracy," 2:30 p.m.

Friday, June 24

JUDICIAL BRANCH TRACKER

Week of June 20

STATES TRACKER

Week of June 20

Tuesday, June 21

- Election administrators go to Washington, [Politico](#)
 - o Election workers from across the country are flying into the nation’s capital to beg Washington for two things that have vexed officials since the last election: security and funding. The advocacy group Issue One is kicking off its “Faces of Democracy” campaign by convening a bipartisan group of election officials to meet with members of Congress and the White House this week.
 - o The campaign, which was shared first with Score, will arm election officials with a broad set of asks that many in the field have held for ages: A “significant and regular investment” in election infrastructure, new funding specifically for threat monitoring, more federal protections against threats and intimidation against election workers, more privacy protections — and a “bipartisan update” to the Electoral Count Act.
 - o Some of the names participating in the campaign will sound familiar. The list includes Al Schmidt, the former Republican Philadelphia city commissioner who testified in front of the Jan. 6 committee last week; Amber McReynolds, a President Joe Biden appointee to the United States Post Office’s board of governors and a former Denver, Colo., election official; and Pennsylvania Secretary of the Commonwealth Leigh Chapman, among others.

Thursday, June 23

- Law Enforcement and Election Officials Start Joint National Initiative to Protect Election Officials and Voters from Threats and Violence, [Committee for Safe and Secure Elections](#)
 - o Today, more than two dozen current and former law enforcement and election officials from across the country announced the formation of the Committee for Safe and Secure Elections (CSSE).
 - o The committee is a cross-partisan national initiative that combines the expertise of both professions with the aim of providing guidance and training for preventing and responding to intimidation, threats, and violence against election officials and voters.
 - o The goal of the committee is to protect elections, election administrators, and voters by building stronger relationships between election officials and law enforcement; developing solutions to respond to and curb intimidation and threats of violence; and creating and sharing resources and best practices for election officials and law enforcement.

OTHER NEWS ARTICLES & ACADEMIC LITERATURE / EVENTS

Week of June 20

Wednesday, June 22

- Liberal groups devote millions to blocking GOP election deniers, [WaPo](#)
 - o Pouring liberal money into the midterms to elect Democrats is hardly novel. What’s different about this new strategy is that a large portion of the 2022 efforts are actually aimed at 2024 — attempting to block Republican 2020 election deniers from gaining power and potentially upending valid results in a presidential election year.
 - o The approach — born in the wake of President Donald Trump’s efforts to overturn the 2020 election — has diverted some of the focus away from federal House and Senate races and toward battleground state governor and secretary of state races, election administrator contests and even ballot measures aimed at protecting ballot access and tabulation.
 - o Some donors are funding candidates and state parties directly, while others are sinking funds into state-level groups that are pushing out direct mail and digital ads. Others are funding new opposition-research efforts, recruiting candidates for local election-supervisor races and building out online news websites and Facebook groups designed to drive people to the polls.
 - o This year the group has decided to spend money in only five 2024 battleground states, mainly by funding an array of state level nonprofit groups. The targets are Michigan, Pennsylvania, Wisconsin, Minnesota and Nevada, where Democratic governors have so far pushed back on Republican efforts

to change the way elections are conducted.

- o Another group of liberal and bipartisan foundations plans to launch a nonpartisan effort later this year, dubbed the Road Map for American Democracy. The group, led by Deirdre Schifeling, the former White House advocacy director for President Biden, plans to fund efforts to prevent changes to election rules that could limit access or skew the result, fight back against harassment of election workers and counter misinformation around elections.

Thursday, June 23

- There is a better option to keep Trump out of office than prosecution, [WaPo](#) (Ned Foley)
 - o Section 3 of the 14th Amendment sets out the procedure. It provides that “no person” shall hold federal office who, “having previously taken an oath” as a federal officer “to support the Constitution of the United States,” has “engaged in insurrection or rebellion against the same.”
 - o Here’s how it would work: Congress would pass a law, exercising its authority under the 14th Amendment, that would authorize the Justice Department to file a civil suit to prohibit Trump from seeking the presidency. Congress can make clear as part of its new statute that it deems the Jan. 6 assault on the constitutional procedure for counting the electoral vote to amount to an “insurrection” for purposes of the 14th Amendment’s disqualification clause.
 - o But without naming Trump specifically, the statute can instruct the Justice Department to file civil disqualification proceedings against any participant in the Jan. 6 insurrection, and the statute can further define for purposes of these civil adjudications that participants include anyone who orchestrated or advanced the insurrection without personally taking up arms at the Capitol.

From: Phillip Olaya

Sent: Friday, June 17, 2022 11:57 AM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: Activity Tracker (Week of June 13)

Commissioners,

Lots of interesting news this week including the Otero County news about certification (or lack thereof). Enjoy the holiday weekend and safe travels to you both.

EXECUTIVE BRANCH TRACKER
ELECTION ADMINISTRATION AND VOTING RIGHTS
Week of June 13

Thursday, June 16

- Man Pleads Guilty to Threatening Election Official, [DOJ](#)
 - o A Nebraska man pleaded guilty today to making multiple threatening posts on an Instagram page associated with an election official.
 - o Ford is scheduled to be sentenced on Oct. 6 and faces up to two years in prison. A federal district court judge will determine any sentence after considering the U.S. Sentencing Guidelines and other statutory factors.

LEGISLATIVE BRANCH TRACKER
Week of June 13

Tuesday, June 14

- POSTPONED – Senate Committee on the Judiciary, [Hearing](#), Protecting Our Democracy’s Frontline Workers, 10 a.m.

Thursday, June 16

- House Appropriations Subcommittee on Financial Services and General Government, [Markup](#), 11 a.m.
- House spending panel approves Financial Services bill, POLITICO PRO
 - o House appropriators approved their Financial Services bill Thursday in subcommittee, backing almost \$30 billion for the upcoming fiscal year, a 14 percent increase.
 - o The legislation would fund a slew of independent agencies. The Election Assistance Commission would receive \$400 million, a massive increase of \$325 million.

JUDICIAL BRANCH TRACKER
Week of June 13

Sunday, June 12

- State Supreme Court to hear election-law case, [Arkansas Democrat Gazette](#)
 - o A case pending before the state Supreme Court claims four state laws would disenfranchise voters

- o who are poor, members of minority groups, immigrants or are dealing with chronic health problems.
- o Yet none of those laws, passed in last year's legislative session, led to more than a few ballots being rejected in the May 24 party primaries and nonpartisan judicial races, according to election coordinators for the state's three most populous counties.
 - ▣ Act 249, which requires voters who fill out provisional ballots to submit photocopies of their IDs by noon on the Monday after Election Day for their votes to be counted. The photocopies must be presented to the county board of election commissioners or the county clerk under the new law. Those voters previously could give sworn statements at the polling place when casting a provisional ballot to ensure their votes were counted.
 - ▣ Act 728 prohibits people from standing within 100 feet of a polling site except to vote or for another lawful purpose. Critics claim the law would prohibit such activities as handing out water or snacks to voters standing in long lines while waiting to vote.
 - ▣ Act 736 introduced a requirement that a voter's signature on an absentee ballot be verified by checking the person's voter registration application. Before, state law allowed election workers to check multiple signatures. Several witnesses testified that the change could present obstacles for many Arkansans, particularly those with ailments like arthritis or nephropathy, which can make a voter's signature inconsistent.
 - ▣ Act 973 moved the mail-in ballot deadline forward from the Monday before an election to the Friday before.
- Court filing offers new evidence of post-election breach in Coffee County, Ga., [WaPo](#)
 - o A cybersecurity executive who has aided efforts by election deniers to investigate the 2020 vote said in a recent court document that he had “forensically examined” the voting system used in Coffee County, Ga. The assertion by executive Benjamin Cotton that he examined the county’s voting system is the strongest indication yet that the security of election equipment there may have been compromised following Donald Trump’s loss.
 - o Representatives of Georgia Secretary of State Brad Raffensperger (R) said in April that while his office had investigated several election-related issues in Coffee County, none appeared to amount to a breach of equipment. In May, The Washington Post reported that former county elections official Misty Hampton had opened her offices to a man who was active in the election-denier movement to help investigate after the 2020 vote. Recounting the incident to The Post, Hampton said she did not know what the man, bail bond business owner Scott Hall, and his team did in her office.
 - o Cotton, who said in his declaration that he has more than 26 years of experience in computer forensics and has testified as an expert witness, did not detail which components of the Coffee County voting system he claimed to have examined. Nor did he explain how he gained access to voting system data from Coffee or provide evidence of his examination beyond the descriptions of his findings. The findings generally describe what Cotton says he found in the counties’ systems collectively and are not specific to Coffee.
 - o The declaration was filed by lawyers for two Republican candidates who are suing to block Arizona from using electronic voting machines in the November 2022 midterm election, citing in part the findings of Cotton and others who worked on the GOP-commissioned ballot review.
 - o The defendants, supervisors in Maricopa and Pima counties and Secretary of State Katie Hobbs (D), have moved to dismiss the case, arguing that it is based on a host of misleading and false claims.
 - o Cotton’s declaration also raises questions about the possibility of an additional, previously unreported election security breach in Fulton County, Ga., home to Atlanta. Cotton wrote that his conclusions were based on his “analysis of the Analyzed Election Systems” in several jurisdictions including Fulton.

STATES TRACKER

Week of June 13

Wednesday, June 15

- 2020 election denier Marchant wins GOP primary for secretary of state in Nevada, [WaPo](#)
 - o Jim Marchant, a fervent devotee of former president Donald Trump’s baseless allegations of widespread voter fraud in the 2020 presidential elections, won the Republican nomination for Nevada secretary of state on Tuesday night, a role that would give him oversight of voting procedures in a consequential swing state that President Biden narrowly won.
 - o Marchant, who has said he would not have certified President Biden’s win in Nevada, is among several election deniers to win primaries for statewide offices that oversee elections, including secretaries of states, attorneys general and governors. The victories have come in states that could play a major role

in the 2024 presidential election.

- o Marchant helped form a group called the America First Secretary of State Coalition to support a slate of secretary of state candidates who espoused the repeatedly debunked allegations that Trump's loss was rigged.
- o Marchant has continued to demand a "full forensic audit" of the 2020 election. In August 2021, Marchant spoke at a conference in Las Vegas for a group aligned with QAnon conspiracy theorists. At the time, Marchant denied knowing the group was affiliated with QAnon. He posted on Facebook a Las Vegas Review article about his appearance and included a response he'd sent to the reporter.

Thursday, June 16

- Otero County election dispute intensifies; Griffin won't vote to certify results, [Santa Fe New Mexican](#)
 - o Even as Otero County Commissioner Couy Griffin prepared to be sentenced for trespassing during the Jan. 6, 2021, riot at the U.S. Capitol, the outspoken Cowboys for Trump leader said he won't vote to certify his county's primary election results despite the threat of legal action by New Mexico Attorney General Hector Balderas.
 - o Although expected, Toulouse Oliver's request to investigate the three-member commission is the latest salvo in a high-profile dispute over the certification of primary election results, which the commissioners refused to do. The commissioners, all Republicans in a pro-Trump county, cited their distrust in Dominion Voting Systems' machines when they took a vote Monday against certifying the results.
 - o Their refusal prompted Toulouse Oliver to file a petition with the New Mexico Supreme Court, which gave the commission a Friday deadline to certify.

OTHER NEWS ARTICLES & ACADEMIC LITERATURE / EVENTS

Week of June 13

Wednesday, June 15

- GOP spends millions on election volunteers to search for fraud, [WaPo](#)
 - o The Republican National Committee is spending millions this year in 16 critical states on an unprecedented push to recruit thousands of poll workers and watchers, adding firepower to a growing effort on the right to find election irregularities that could be used to challenge results.
 - o The RNC was until recently barred from bringing its substantial resources to bear on field operations at polling sites because of a decades-old court order. Now, the party apparatus is mobilizing volunteers to scrutinize voting locations for suspected fraud.
 - o The RNC has so far signed up more than 14,000 poll workers and 10,000 poll watchers nationwide, and political director Elliott Echols said the party plans to have more than 5,000 in each state for the November midterms.
 - o Cleta Mitchell, one of the lawyers involved in Trump's efforts to overturn the 2020 results, has hosted workshops in swing states attended by RNC and local party officials to discuss mobilizing poll workers and poll watchers.
 - o The prospect of election deniers staffing polling precincts raises new concerns for administrators, civil rights groups and Democrats who say that Republicans are positioning themselves to sabotage the casting and counting of ballots in ways they could not in 2020. Some election officials say they're already seeing poll worker trainees with clear agendas driven by Trump's claims.
 - o The prospect of election deniers staffing polling precincts raises new concerns for administrators, civil rights groups and Democrats who say that Republicans are positioning themselves to sabotage the casting and counting of ballots in ways they could not in 2020. Some election officials say they're already seeing poll worker trainees with clear agendas driven by Trump's claims.
 - o In Michigan, the RNC has signed up 5,600 people to be poll workers, including 850 in Detroit, state election integrity director Matthew Seifried said in a recording of a May training obtained by Politico.

From: Phillip Olaya

Sent: Friday, June 10, 2022 9:42 AM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: Activity Tracker (Week of June 6)

Commissioners,

KC Star op-ed below. A new BPC report on paper supply shortage may also be of interest. And finally, an update on ECA reform and flagging the Senate Judiciary Committee hearing next week on protecting election frontline workers.

EXECUTIVE BRANCH TRACKER

ELECTION ADMINISTRATION AND VOTING RIGHTS

Week of June 6

Tuesday, June 7

- Here's how Wyandotte County is fighting polarization to get young voters to the polls, [Kansas City Star](#)

LEGISLATIVE BRANCH TRACKER

Week of June 6

Friday, June 3

- Davis Statement On Report Of Dominion Voting Machines Vulnerabilities, [House Administration](#)
 - o "This new report is alarming and Dominion must be held accountable for knowing about these vulnerabilities yet selling machines anyway. While there is no known evidence that these vulnerabilities have been exploited, it is unacceptable that testing didn't catch these weaknesses and that the Election Assistance Commission (EAC) has long delayed updating their requirements. This should be a wake up call to Dominion, the EAC, and every voting equipment provider that more must be done to ensure machines are secure and unable to be hacked.

Wednesday, June 8

- Bipartisan Senate group eyes deal 'this week' on bill to prevent future coups, [NBC News](#)
 - o As the House committee investigating the Jan. 6 plot prepares to kick off its first public hearing, a bipartisan group of senators huddled Wednesday in the Capitol to negotiate new laws to prevent future candidates from stealing elections.
 - o The areas of consensus, Collins said, include amending the Electoral Count Act to restrain the vice president's role, raising the congressional threshold for objecting to electoral votes, overhauling the transition process and protecting election officials from threats.
 - o The main issue the Senate group hasn't resolved, two sources familiar with its work said, is how to address the "safe harbor" deadline — the date by which states must certify their presidential election results to ensure they are counted without interference from Congress. But what if a state misses the deadline? What if it sends an "alternate slate" of electors for a losing candidate?
 - o Senators in the working group are exploring three options to resolve confusion around safe harbor provisions, said a source who described it as the main sticking point.
 - ☐ The first is to replace the "safe harbor" concept with a clear federal duty for the relevant state official to send timely certification to Congress under the 12th Amendment.
 - ☐ The second is to replace safe harbor provisions with new laws making it clear that Congress can identify the state official lawfully tasked with establishing a state's electors.
 - ☐ The third is to preserve the safe harbor concept and tell states that to qualify for the presumption that their submitted electors are conclusive, they must notify Congress before Election Day which official is responsible under state law for sending electors.
 - ☐ Senators are also exploring whether there should be a role for federal courts to step in and resolve disputes or for challenges pertaining to state-submitted electors.
 - o Collins said the group will make it clear that the vice president's role is "just ministerial" — and that he or she doesn't have unilateral power to discount electoral votes.
 - ☐ She said they have agreed to raise the objection threshold for forcing a vote on whether to count electors from certain states — from the current rule of requiring just one House member and one senator to a new rule requiring 20 percent of lawmakers in the chambers.
 - o Collins said the group wants to reauthorize the Election Assistance Commission and allow grants under the Help America Vote Act "to be used for security purposes for poll watchers and poll workers and election officials."
 - o She said senators also want "better transition" rules between an election and the inauguration of the victor.

Week of June 13

Tuesday, June 14

- Senate Committee on the Judiciary, [Hearing](#), Protecting Our Democracy's Frontline Workers, 10 a.m.

JUDICIAL BRANCH TRACKER

Week of June 6

Thursday, June 9

- Supreme Court allows 'undated' Pennsylvania ballots to be counted, [WaPo](#)

he Supreme Court on Thursday cleared the way for Pennsylvania to count mail-in primary ballots received by the Election Day deadline but lacked a state-required handwritten date on the return envelope.

- o Three justices — Clarence Thomas, Samuel A. Alito Jr. and Neil M. Gorsuch — noted their dissents from the court’s order.
- o Pennsylvania law requires those voting by mail to “fill out, date and sign” a form on the outer envelope used to return their ballots. But election officials concede they will count otherwise valid ballots where the date is obviously wrong, such as reflecting the voter’s birth date or even some date in the future. They just discard the ones where the date is left blank, even if the postmark shows it met the state’s deadline.
- o A unanimous panel of the U.S. Court of Appeals for the 3rd Circuit said that kind of discrepancy violates a provision of the federal Civil Rights Act of 1964. The provision prohibits government officials from denying the right to vote “because of an error or omission” that “is not material in determining whether such individual is qualified under state law to vote.”
- o The Supreme Court’s majority did not explain its reasoning for allowing the 3rd Circuit’s decision to go into effect, as is common in emergency orders.

STATES TRACKER
Week of June 6

OTHER NEWS ARTICLES & ACADEMIC LITERATURE / EVENTS
Week of June 6

Friday, June 3

- Activists say cyber agency weakens voting tech advisory, [AP](#)
 - o The nation’s leading cybersecurity agency released a final version Friday of an advisory it previously sent state officials on voting machine vulnerabilities in Georgia and other states that voting integrity activists say weakens a security recommendation on using barcodes to tally votes.
 - o As they’re used in Georgia, the machines print a paper ballot that includes a barcode — known as a QR code — and a human-readable summary of the voter’s selections. The votes are tallied by a scanner that reads the barcode. Security experts have warned that the QR codes could be manipulated to reflect different votes than the voter intended.
 - o A version of the advisory sent to election officials last week said, “When barcodes are used to tabulate votes, they may be subject to attacks exploiting the listed vulnerabilities such that the barcode is inconsistent with the human-readable portion of the paper ballot.” To reduce that risk, the advisory suggested that jurisdictions configure the machines, where possible, to “produce traditional, full-face ballots, rather than summary ballots with QR codes.”
 - o Halderman expressed disappointment in the change, saying it “dramatically weakens” the security that would be provided by the combination of mitigation measures in the advisory in Georgia and other jurisdictions that rely on QR codes for counting votes.

Sunday, June 5

- Preparing for Ballot Paper Shortages in 2022 and 2024, [Bipartisan Policy Center](#)
 - o Uncertainties about voter behavior and supply chain disruptions have converged to create a uniquely challenging situation for the 2022 midterm elections. Yet while the midterms are on the forefront of national consciousness, supply chain disruptions won’t dissipate after November. The decline in U.S. paper mills combined with economic volatility and price uncertainty means that supply issues are likely to persist into at least the near future.
 - o Recommendations to Improve the Supply and Storage of Ballot Materials
 1. Election officials should contact their vendors to verify that they have sufficient materials to fulfill orders and contingency plans for unforeseen circumstances. Any office without a contract in place for the midterm elections should secure one immediately.
 2. Election officials should test paper well in advance of the election. Vendors should not substitute the paper types of ballot materials without the explicit approval of election administrators.
 3. Election officials should vigorously and methodically proof all ballot materials before they are sent for print.
 4. Election officials and state rulemaking bodies should prioritize long-term contracts with

- reliable vendors for future elections.
- 5. Election officials should coordinate storage options with vendors in accordance with state law and security best practices.
- 6. Where applicable, state legislatures should permit jurisdictions to source ballot paper from any legitimate vendor nationwide.
- o Recommendations for Managing Time and Contingency Planning
 1. Courts and states legislatures should resist last-minute changes to the voting process, particularly those impacting ballot design.
 2. Election officials should prepare contingency plans for how they will respond to materials shortages and last-minute changes to candidates or ballot materials.
- o Recommendations for Responding to Increases in the Cost of Materials
 1. States legislatures should provide additional funding to election offices to compensate for the increased cost of ballot paper and other election peripherals.
 2. The federal government should provide additional funding to states and local jurisdictions, and explore ways to source additional election materials in the short and long term.

From: Phillip Olaya

Sent: Friday, June 3, 2022 10:23 AM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: Activity Tracker (Week of May 30)

Commissioners,

A lot going on this past week despite the Congressional recess. Safe travels back to Washington.

EXECUTIVE BRANCH TRACKER
ELECTION ADMINISTRATION AND VOTING RIGHTS
Week of May 30

Monday, May 30

- Cyber agency: Voting software vulnerable in some states, [AP](#)
 - o Electronic voting machines from a leading vendor used in at least 16 states have software vulnerabilities that leave them susceptible to hacking if unaddressed, the nation's leading cybersecurity agency says in an advisory sent to state election officials.
 - o The advisory, obtained by The Associated Press in advance of its expected Friday release, details nine vulnerabilities and suggests protective measures to prevent or detect their exploitation.
 - o The affected machines are used by at least some voters in at least 16 states, and in most of those places they are used only for people who can't physically fill out a paper ballot by hand, according to a voting equipment tracker maintained by watchdog Verified Voting. But in some places, including all of Georgia, almost all in-person voting is on the affected machines.
 - o Dominion has told CISA that the vulnerabilities have been addressed in subsequent software versions, and the advisory says election officials should contact the company to determine which updates are needed.

LEGISLATIVE BRANCH TRACKER
Week of May 30

Wednesday, May 18

- Klobuchar, Warren, Colleagues Introduce Legislation to Strengthen Election Administration, [Press Release](#)
 - o This legislation would provide \$20 billion in mandatory federal funding over the next decade to help states and local governments support election administration, including by training and recruiting nonpartisan poll workers and election officials and increasing access to voting in underserved communities.
 - o The legislation is cosponsored by Senators Tina Smith (D-MN), Dianne Feinstein (D-CA), Ron Wyden (D-OR), Alex Padilla (D-CA), Jeff Merkley (D-OR), Bernie Sanders (I-VT), Richard Blumenthal (D-CT), Angus King (I-ME), and Cory Booker (D-NJ).
 - o This legislation would provide funding to:
 - ☑ Improve efficiency in the administration of federal elections;
 - ☑ Secure election infrastructure, including upgrading voting equipment and voter registration systems, expanding voter registration and nonpartisan voter outreach activities, securing voting locations, expanding polling places and the availability of early and mail voting, and promoting cybersecurity;

- ☐ Recruit, train, and retain nonpartisan election officials and poll workers;
- ☑ Protect election officials from threats against them in the course of their work administering Federal elections; and
- ☑ Increase access to voting in federal elections for underserved communities, voters with disabilities, racial and language minority groups, military and overseas voters, and voters residing in Indian lands.

JUDICIAL BRANCH TRACKER

Week of May 30

Tuesday, May 31

- Alito delays counting of undated ballots in Pennsylvania, [WaPo](#)
 - o Justice Samuel A. Alito Jr. on Tuesday put a hold on counting some challenged ballots in Pennsylvania while the Supreme Court continues to review a lower court's decision that they be tallied.
 - o The administrative stay Alito issued involves a unanimous decision of a three-judge panel of the U.S. Court of Appeals for the 3rd Circuit. It said that mail-in ballots that were received on time but lacked a required date on the outer envelope should be counted.
 - o The state's requirement is that mail-ballot voters "fill out, date and sign" a form declaration on the outer envelope used to return ballots. But the federal judges said not counting the votes of those who did not provide a date violated federal civil rights law because the requirement was immaterial to the voters' qualifications. There are no indications of fraud, the ballots were received by the state's deadline and election officials noted they would have counted ballots with the wrong date but not those with no dates at all, the judges said.
- Judge dismisses lawsuit over citizenship check for voting, [abcNEWS](#)
 - o A federal judge on Tuesday dismissed a lawsuit accusing Mississippi of using a discriminatory proof-of-citizenship requirement for some new voters under a law dating back to the Jim Crow era.
 - o The dismissal came weeks after the state repealed a 1924 law that required naturalized citizens, but not people born in the U.S., to provide proof of citizenship when registering to vote.
 - o A new law enacted in its place has also drawn opposition but is being grudgingly accepted by voting rights groups who say it ultimately should protect naturalized citizens from being incorrectly marked as noncitizens when they register to vote.
 - o The new law says that if the public safety database raises questions about citizenship, the potential new voter's name must be run through a federal immigration database. Groups that advocate for voting rights and immigrants' rights said the federal database provides a safeguard to protect naturalized citizens from being incorrectly marked as noncitizens when they register to vote.
 - o The new Mississippi law says that if the state and federal databases both raise questions about a person's citizenship status, the circuit clerk must give notice. The person would have 30 days to prove citizenship with a birth certificate, a U.S. passport or naturalization documents.

STATES TRACKER

Week of May 30

Tuesday, May 31

- Help Wanted: State Misinformation Sheriff, [NYT](#)
 - o [Connecticut] plans to spend nearly \$2 million on marketing to share factual information about voting, and to create its first-ever position for an expert in combating misinformation. With a salary of \$150,000, the person is expected to comb fringe sites like 4chan, far-right social networks like Gettr and Rumble, and mainstream social media sites to root out early misinformation narratives about voting before they go viral, and then urge the companies to remove or flag the posts that contain false information.
 - o Oregon, Idaho and Arizona have education and ad campaigns on the internet, TV, radio and billboards meant to spread accurate information about polling times, voter eligibility and absentee voting. Colorado has hired three cybersecurity experts to monitor sites for misinformation. California's office of the secretary of state is searching for misinformation and working with the Department of Homeland Security and academics to look for patterns of misinformation across the internet.
 - o Some conservatives and civil rights groups are almost certain to complain that the efforts to limit misinformation could restrict free speech. Florida, led by Republicans, has enacted legislation limiting the kind of social media moderation that sites like Facebook, YouTube and Twitter can do, with

supporters saying the sites constrict conservative voices. (A U.S. appeals court recently blocked most aspects of the law.) On the federal level, the Department of Homeland Security recently paused the work of an advisory board on disinformation after a barrage of criticism from conservative lawmakers and free speech advocates that the group could suppress speech.

Wednesday, June 1

- New York on brink of major voting rights act, [The Hill](#)
 - o New York state legislators are poised to give final approval to a major overhaul of election rules meant to expand access to the polls and to tilt legal scales toward voters.
 - o The companion bills would create a so-called pre-clearance program that requires local governments with histories of discrimination against minority voters to prove that any changes they make to voting laws or election procedures would not harm voters of color before taking effect.
 - o The bills would add new penalties for voter intimidation, deception or obstruction. And they would expand language assistance programs for voters who speak limited amounts of English, in a state where huge numbers of voters speak other languages at home.

Thursday, June 2

- New Colorado laws target election “insider threats,” protect election workers, [The Denver Post](#)
 - o Gov. Jared Polis on Tuesday signed into law SB22-153, which requires new security measures for election systems, and HB22-1273, which makes it a crime to threaten election officials or publish their personal information online to harass them.
 - o The election security law is specifically aimed at “insider threats,” such as election workers “embracing conspiracies,” Secretary of State Jena Griswold said. It includes making it a felony to tamper with voting equipment or knowingly publish confidential information about the system. It also requires key card access and video surveillance for voting systems.

OTHER NEWS ARTICLES & ACADEMIC LITERATURE / EVENTS

Week of May 30

Wednesday, June 1

- ‘It’s going to be an army’: Tapes reveal GOP plan to contest elections, [POLITICO](#)
 - o Video recordings of Republican Party operatives meeting with grassroots activists provide an inside look at a multi-pronged strategy to target and potentially overturn votes in Democratic precincts: Install trained recruits as regular poll workers and put them in direct contact with party attorneys.
 - o The plan, as outlined by a Republican National Committee staffer in Michigan, includes utilizing rules designed to provide political balance among poll workers to install party-trained volunteers prepared to challenge voters at Democratic-majority polling places, developing a website to connect those workers to local lawyers and establishing a network of party-friendly district attorneys who could intervene to block vote counts at certain precincts.
 - o [RNC attorney] Seifried also said the RNC will hold “workshops” and equip poll workers with a hotline and website developed by Zendesk, a software support company used by online retailers, which will allow them to live-chat with party attorneys on Election Day. In a May 2022 training session, he said he’d achieved a goal set last winter: More than 5,600 individuals had signed up to be poll workers and, several days ago, he submitted an initial list of more than 850 names to the Detroit clerk.
 - o A spokesperson for the RNC said the party is attempting to rectify an imbalance in favor of Democratic election workers in large urban areas, particularly Detroit, a city that votes reliably Democratic by more than 90 percent. Just 170 of more than 5,400 Detroit election officials were Republicans in 2020, according to the RNC.
 - o But election watchdog groups and legal experts say many of these recruits are answering the RNC’s call because they falsely believe fraud was committed in the 2020 election, so installing them as the supposedly unbiased officials who oversee voting at the precinct level could create chaos in such heavily Democratic precincts.
 - o A central theater for the party’s “election integrity” organizing, Michigan is among a number of battleground states where party loyalists are being groomed to serve as inspectors in the next presidential election. Seifried estimated the RNC is committing \$35 million to election integrity efforts nationwide, similar to what it spent in the last cycle in battleground state efforts. He is one of 16 state directors.
 - o In an interview, Winfrey, the Detroit elections clerk, confirmed that the RNC delivered a list of more than 800 names in early May and that she is likely to give “a good number” of the individuals roles as long as they attend training sessions and are confirmed registered voters.

From: Phillip Olaya <POlaya@eac.gov>
Sent on: Wednesday, June 22, 2022 9:12:47 PM
To: Biberaj, [REDACTED]; Thomas Hicks <THicks@eac.gov>
Subject: RE: Loudoun Commonwealths Attorney

(Minus others)

Buta,

I'm following up with some resources you might find helpful.

- Here is a [link](#) to our agency with a helpful video about our statutory mandate.
- This is a link to DOJ's [Voting Section](#). It has helpful information about the Voting Rights Act and general contact information for the Section. I've reached out to the [Assistant AG's](#) office for guidance about contacting a specific individual in that Section.
- Here's an NPR [interview](#) about the recently-expired DOJ consent decree against the Republican National Committee for its role in voter intimidation efforts in the 1980s.
- Here's a recent [WaPo story](#) about the party committee's efforts this year.
- Finally, [Debo Adegbile](#) is a Commissioner on the U.S. Commission on Civil Rights. He's also in private practice and previously litigated *Shelby County* at the Supreme Court when he was with the NAACP Legal Defense Fund. He would be a good resource for his knowledge about voting rights law and contacts he may have at DOJ. I've likewise reached out to his office to ask about connecting you both.

You should have also received a separate calendar invite for a meeting with Chairman Hicks next Thursday, June 30 at 10 a.m.

Thank you.

From: Biberaj, Buta [REDACTED]
Sent: Tuesday, June 21, 2022 3:03 PM
To: Thomas Hicks <thicks@eac.gov>
Cc: Keech, Richard [REDACTED]; Brown, Judy [REDACTED]; Amanda Joiner <AJoiner@eac.gov>; Phillip Olaya <POlaya@eac.gov>; Biberaj, Buta [REDACTED]
Subject: RE: Loudoun Commonwealths Attorney

Mr. Hicks,

Thank you for the response. I am glad to have access to your acting GC and special counsel; however, if I may respectfully ask that we meet/confer with you next week. That will also give me additional time to put my research together and have a more intentional conversation.

Please let us know of your availability. Thank you.

Buta Biberaj

Commonwealth's Attorney

Office of the Commonwealth's Attorney for Loudoun County

20 East Market Street

Leesburg, Virginia 20176

[REDACTED] Direct
[REDACTED] Main Office
[REDACTED] Facsimile
[REDACTED]

Please NOTE: If you do not get a response within 24 business hours, you are invited to call me.

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From: Thomas Hicks <thicks@eac.gov>
Sent: Tuesday, June 21, 2022 2:15 PM
To: Biberaj, Buta [REDACTED]
Cc: Keech, Richard [REDACTED]; Brown, Judy [REDACTED]; Amanda Joiner <

AJoiner@eac.gov; Phillip Olaya <POlaya@eac.gov>

Subject: [EXTERNAL] Re: Loudoun Commonwealths Attorney

Good morning Judy, Ricky and Ms Biberaj—

It is very nice to meet you as well and thank you Ricky for the e-introduction. Being a resident of the commonwealth, I know that today is Election Day and if this is a pressing matter, I am unfortunately not available this week. That being said, I have copied our acting GC and my special counsel who would be happy to answer any election related questions you may have.

If the questions can wait until next week, I would happy to connect.

All the best,

Tom

Thomas Hicks

Chairman

U.S. Election Assistance Commission

633 3rd St. NW, Suite 200

Washington, DC 20001

Email:thicks@eac.gov

Twitter:[@redblue2024](https://twitter.com/redblue2024)

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On Jun 21, 2022, at 7:36 AM, Biberaj, Buta (b) (6) wrote:

Good morning, Ricky, Judy and Mr. Hicks.

Thank you Ricky for the e-introduction.

Mr. Hicks, it is a pleasure to meet you. I look forward to the conversation. As Ricky indicated, I have some questions regarding election law and would love to consult with you.

Please let me know when you are available.

Thank you all. Have a great day.

Buta Biberaj

Commonwealth's Attorney

Office of the Commonwealth's Attorney for Loudoun County

20 East Market Street

Leesburg, Virginia 20176

(b) (6) Direct

(b) (6) Main Office

(b) (6) Facsimile

(b) (6)

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From: Keech, Richard (b) (6)

Sent: Tuesday, June 21, 2022 8:53 AM

To: thicks@eac.gov

Cc: Biberaj, Buta (b) (6) Brown, Judy (b) (6)

Subject: Loudoun Commonwealths Attorney

Hi Tom,

Great seeing you at VEBA. Our Commonwealths Attorney, Buta Biberaj, is looking for a resource to give her advice on election law issues. I recommended you as someone who could help or point her in the right direction. She's copied on this email.

Thanks for any help you can give her, see you soon,

Ricky

Ricky Keech, CERA, VREO

Deputy Director

(b) (6) Direct
(b) (6) Mobile



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If you have received this message in error, please notify the sender of the error and delete the message. Thank you.

From: Tina Barton<TBarton@eac.gov>

Sent on: Wednesday, March 16, 2022 7:41:08 PM

To: Tina Barton<TBarton@eac.gov>; Kevin [REDACTED]; daniel.ivey-soto [REDACTED]; Iveysoto [REDACTED]; kyle.ardoin [REDACTED]; Joel [REDACTED]; Clayton Smith [REDACTED]; Nancy Landry [REDACTED]; Maggie Toliver [REDACTED]; Theresa Romero [REDACTED]; reynolds [REDACTED]; kingran [REDACTED]; linda.lamone [REDACTED]; acohen [REDACTED]; nikki.charlson [REDACTED]; rhatch [REDACTED]; Alysoun.Mclaughlin@ [REDACTED]; howard [REDACTED]; tmattice [REDACTED]; dlogan [REDACTED]; Eric Fey [REDACTED]; walkercd [REDACTED]; jcarrol [REDACTED]; cleta [REDACTED]; mguthrie [REDACTED]; guthrie [REDACTED]; pat.cannon [REDACTED]; bailey [REDACTED]; richard.pilger [REDACTED]; chris.herrer [REDACTED]; david.e.beirme.civ [REDACTED]; stark [REDACTED]; eberke [REDACTED]; Sarah Johnson< [REDACTED]>; simons [REDACTED]; gregmoore [REDACTED]; norden [REDACTED]; fogartyj [REDACTED]; don.gray [REDACTED]; james.charles.dickson [REDACTED]; donaldmarkritchie [REDACTED]; rstream [REDACTED]; sschoeller [REDACTED]; Benjamin Hovland<bhovland@eac.gov>; Phillip Olaya<POlaya@eac.gov>; Bert Benavides< [REDACTED]>; Thomas Hicks<THicks@eac.gov>; Christy McCormick<CMcCormick@eac.gov>; Donald Palmer<DPalmer@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>

CC: Mark Robbins<MRobbins@eac.gov>; Courtney Mills<CMills@eac.gov>; Amanda Joiner<ajoiner@eac.gov>; Stream, Rick< [REDACTED]>; Barbara Simons< [REDACTED]>; Sachin Pavithran< [REDACTED]>; Greg Fehribach< [REDACTED]>

Subject: 2022 Board of Advisors Annual Meeting

Topic: EAC Board of Advisors Annual Meeting

Time: May 16, 2022 01:00 PM Eastern Time (US and Canada)

Join ZoomGov Meeting

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833 568 8864 US Toll-free

Meeting ID: 161 836 4342

Find your local number: <https://www.zoomgov.com/u/adeUsDa2JV>

From: Thomas Hicks<thicks@eac.gov>
Sent on: Tuesday, May 10, 2022 1:00:03 PM
To: Jessica (b) (6)
CC: J.B. Lyon (b) (6)
Subject: Re: Testing labs

Jessica: it was nice meeting you as well. Thank you for the podcast. They have a Very interesting perspective on reforming the election process.

All the best,

Tom

Thomas Hicks
Chairman
U.S. Election Assistance Commission
633 3rd St. NW, Suite 200
Washington, DC 20001
Phone: (b) (6)
Email: thicks@eac.gov
Twitter: @redblue2024
Website: www.eac.gov

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On May 9, 2022, at 9:06 PM, Jessica Kelch (b) (6) > wrote:

Hi Tom, nice speaking earlier! Here is the podcast we mentioned [with Clela Mitchell & Scott Rasmussen](#)

Thanks and look forward to following up

On Mon, May 9, 2022 at 11:52 AM Jessica Kelch (b) (6) wrote:

Hello Tom, we haven't met yet but it's nice to be connected virtually! I'll be on foot but can call in at 5 pm today. Look forward to it. Best, Jessica

On Mon, May 9, 2022 at 12:03 AM J.B. Lyon (b) (6) wrote:

I can talk at 5 pm. Copying Jessica to join if free. Look forward to discussing the idea.

J.B. Lyon

www.rebuildcongress.org

Mount Independence Investments
www.mtindep.com

(b) (6)

On May 6, 2022, at 11:02 AM, Thomas Hicks <thicks@eac.gov> wrote:

Hi JB

It was great seeing you earlier this week. I had an opportunity to discuss with one of our testing labs a visit for individuals to see what goes into testing the machines we use to vote.

Jack Cobb, who is the director of Prov&v in Huntsville, AL has agreed to host a visit. I haven't had an opportunity to discuss with our lab in Denver which could also coincide with a visit to the election office.

Do you have time on Monday for a quick 5 min phone call? I am available 4:30-6:30 on Monday.

Have a great weekend!!

Tom

Thomas Hicks
Chairman
U.S. Election Assistance Commission
633 3rd St. NW, Suite 200
Washington, DC 20001
Phone: (b) (6)
Email:thicks@eac.gov
Twitter:[@redblue2024](https://twitter.com/redblue2024)
Website:www.eac.gov

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(b) (5)

[Redacted]

From: Christy McCormick <cmccormick@eac.gov>
Sent on: Friday, April 29, 2022 6:58:41 PM
To: Hays, Caleb <(b) (6)>
Subject: Re: Committee on House Administration Faith in Elections Project and Elections Law Update

Hi Caleb,

Thank you so much for letting me know. It was my pleasure!

Christy

Christy A. McCormick | Commissioner
U.S. Election Assistance Commission
633 3rd Street, NW | Suite 200
Washington | D.C. | 20001
(b) (6)
cmccormick@eac.gov | www.eac.gov

From: Hays, Caleb <(b) (6)>
Sent: Friday, April 29, 2022 2:14 PM
To: Christy McCormick <cmccormick@eac.gov>
Subject: Fwd: Committee on House Administration Faith in Elections Project and Elections Law Update
Hi Christy:

Just wanted to let you know that we've posted your podcast episode today. Thanks again!

Caleb

—

Caleb J. Hays

General Counsel & Deputy Staff Director
Committee on House Administration Republican Staff
Ranking Member Rodney Davis (IL-13)

(b) (6)

Sent from my iPhone

Begin forwarded message:

From: "Hays, Caleb" <(b) (6)>
Date: April 29, 2022 at 2:13:23 PM EDT
To: Terry Burton <(b) (6)>
Subject: Fwd: Committee on House Administration Faith in Elections Project and Elections Law Update

Hi Terry:

Just wanted to let you know that we've posted your podcast episode today. Thanks again!

—

Caleb J. Hays

General Counsel & Deputy Staff Director
Committee on House Administration Republican Staff
Ranking Member Rodney Davis (IL-13)

(b) (6)

Sent from my iPhone

Begin forwarded message:

From: House Administration Republicans

<CHA.Republicans@mail.house.gov>

Date: April 29, 2022 at 12:30:08 PM EDT

To: "Hays, Caleb" (b) (6)

**Subject: Committee on House Administration Faith in Elections Project
and Elections Law Update**

Reply-To: House Administration Republicans

<charepublicans@charep.housecommunications.gov>

[View this email in your browser](#)

Elections Update

Welcome to the Faith in Elections and Election Law Update newsletter. This email published by Ranking Member Rodney Davis and his team provides the latest updates on election law and policy, including updates on House Administration Republicans' Faith in Elections Project. We hope that you will find this highly informative.

***Just Released!* Faith in Elections Podcast hosted by Ranking Member Rodney Davis**

Ranking Member Rodney Davis has officially launched a podcast series focused on election administration and election policy as a part of his Faith in Elections Project. This podcast series will be released in three parts over the next several months leading up to the 2022 elections. The first part of the series features two episodes focused on election administration. The first offers a walkthrough of how an election is run including pre-election preparations, election day operations, and post-election activities with local election administrators from Michigan and Ohio. The second episode focuses on the different types of equipment used to facilitate an election and security measures in place to protect them with local election officials from Florida and Ohio and current Vice Chair of the Election Assistance Commission Christie McCormick.

The podcast is publicly available on [Apple podcasts](#) and [Spotify](#). Stay tuned for additional episodes coming soon!

***ICYMI:* Ranking Member Davis op-ed: Voter ID is just common sense, but it needs the Supreme Court protection**



Voter ID is vital to Faith in Elections. State legislatures have the right to protect voter ID when partisan Attorneys General refuse. In case you missed it, Ranking Member Davis recently penned an opinion piece for the *Washington Examiner* highlighting how the Supreme Court should acknowledge the political gamesmanship that occurred and recognize the North Carolina legislature's constitutional power to defend its voter ID law in the *North Carolina State Conference of NAACP*. [You can read the full piece here.](#)

Ranking Member Davis and 8 House Republican Committee Leaders Raise Concerns on Biden Administration's Executive Order on Voting Access

Republican Leaders on the House Committees on Administration, Agriculture, Education and Labor, Energy and Commerce, Oversight and Reform, Small Business, and the Appropriations Subcommittees on Agriculture, Financial Services and General Government, sent a letter to the Biden Administration raising concerns about lack of constitutional and statutory authority to enact the Executive Order on Promoting Access to Voting, which directs federal agencies to engage in activities beyond their stated mission to advance their political goals.

Specifically, the members write:

"Our concerns with this Executive Order focus on the following sections: (1) Directing federal agencies to assist states with voter registration if a state requests assistance; (2) Expanding the use of [vote.gov](#) and suggesting agencies add a link to it on their websites; and (3) Proposing ways to increase federally funded government employee participation in the voting process. We are concerned that these directives go beyond the scope of an agency's authorizing statute and mission."

[You can read the full letter here.](#)

Hearing: *Ensuring Free and Fair Access to the Ballot in Texas*

On March 17th, the Committee on House Administration's Subcommittee on Elections held a hearing entitled [Ensuring Free And Fair Access To The Ballot In Texas](#). During the hearing, Ranking Member Rodney Davis (R-Ill.) and Subcommittee Ranking Member Bryan Steil (R-Wis.) highlighted the numerous instances of inaccuracy that occurred on the part of the Elections Administrator in Harris County, Texas in the recent Congressional primary. They also highlighted how, if not for S.B. 1, over 10,000 ballots that were at first misplaced and not counted would have likely not been discovered. They further highlighted the failures of local officials to do due diligence in assisting voters with curing their ballots, as any competent election administrator would, and how S.B. 1 permits as a remedy to any ballot that may be initially rejected in accordance with the state's laws.

Subcommittee on Elections Hearing on "Misinformation"

This week, Committee on House Administration Subcommittee on Elections Ranking Member Bryan Steil and full Committee Ranking Member Rodney Davis (R-Ill.) delivered remarks at the Subcommittee on Elections hearing entitled "A Growing Threat: The Impact of Disinformation Targeted at Communities of Color." Both Ranking Members highlighted how the answer to "misinformation" is not policing speech or silencing those you disagree with, but speaking the truth even louder. They also provided several examples of "misinformation" from those on the Left.

- [Watch Mr. Steil's full opening remarks here.](#)
- [Watch Mr. Davis' full opening remarks here.](#)

Transparency and Accountability

A critical element of ensuring Faith in Elections is having strong transparency and accountability. States and localities have the primary role in elections and through Ranking Member Davis' travels across the country, it is clear that the vast majority of them do it well. For the ones that don't, Ranking Member Davis is committed to thorough oversight. Recently, Ranking Member Davis sent oversight letters:

- [To Illinois State Board of Elections Chair Ian K. Linnabary](#), following reports that the Board refused to release its voter registration list, as required by the National Voter Registration Act (NVRA).
- [To Harris County, Texas](#) to express concern about a report that the county located 10,000 ballots that were not counted initially in the recent primary election.
- [To Georgia Secretary of State Brad Raffensperger](#) asking how he plans to prevent or counteract partisan election education taking place in Atlanta Public Schools. This comes following the recent report from Stacey Abrams' New Georgia Project, in coordination with Rock the Vote, conducted blatantly partisan "voter education" in public high school classrooms.
- [Filed an amicus brief](#) with the United States Supreme Court in *Berger v. North Carolina State Conference of the NAACP*, which highlights a state's ability to defend its duly enacted laws when the official tasked with defending these laws refuses to do so, for various reasons.

In the lead up to the 2020 election Ranking Member Davis sent over a dozen similar letters [which can be found here.](#)

Roundtable On Ballot Paper Supply Shortage



On March 18th, the Committee hosted a roundtable with key stakeholders and industry leaders on an important supply chain crisis with the paper necessary for election ballots and envelopes. Unfortunately this is a complex issue and likely does not have an immediate solution, which is why we will continue the discussion in the weeks and months to identify solutions to ensure every American is able to exercise their right to vote. We are encouraged by the impact of the roundtable, as evidenced by the recent [National Association of Secretaries of State statement](#) on the ballot paper shortage and the [EAC alert to elections administrators on the issue](#).

We are also continuing to encourage local elections administrators to place their orders earlier so that we do not have problems in November.

What can I do to get engaged?

Meet with your state and local election officials! [Here is a one pager](#) to get you started on doing so and the House Administration is happy to sit down to help you plan your event and get you connected with the right people to talk to in your district. Reach out to Nick.Crocker@mail.house.gov if you'd like to set up a meeting.

State Legislative Efforts, Regulatory, and Litigation Updates

State and Local Legislative and Rulemaking Efforts

The Arizona legislature passed [HB2492](#), which would require counties to check whether a voter is a U.S. citizen prior to processing their registration and requires counties to reject any federal applications if the individual is not a U.S. citizen. Any official who knowingly ignores the requirement could be charged with Class 6 felony.

Georgia

The General Assembly passed and sent to the Governor [SB441](#), which empowers the Georgia Bureau of Investigations (GBI) to investigate election crimes. The Senate Ethics Committee passed [HB1464](#), which allows public inspection of ballot boxes, allows the GBI to investigate election fraud and crimes, provides the GBI with subpoena power to further such investigations, and provides penalties for such crimes.

Kentucky

Governor Beshear vetoed [SB216](#) and signed [HB564](#). [SB216](#) doubles the number of counties subjected to post-election audits, requires a full transition to paper ballots by January 1, 2024, and places voting machines under video surveillance when not in operation. [HB564](#) clarifies early voting locations must be open for 8 hours, adds 6 days of in-person absentee voting before early voting starts, codifies existing policy of not connecting voting machines to the internet, makes it a felony to connect a voting machine to the internet, and expands the definition of “election worker” for purposes of protection from intimidation.

Michigan

Governor Whitmer vetoed [HB4127](#) and [HB4128](#). [HB4127](#) would have required voters with unknown birth dates to sign and complete a postcard pre-addressed to their local clerk along with a copy of their driver's license, state ID card, or birth certificate. [HB4128](#) would have worked to remove voters who have not cast ballot since the 2000 presidential election and who fail to respond to a mailed confirmation notice or take other action. Approximately 300,000 voters have not participated in an election since that year, according to the Secretary of State's office.

Minnesota

State Representative Daudt, et. al. introduced [HF2732](#), the “Minnesota Election Integrity Act,” which requires a photo ID both to register to vote and to vote; creates a voter ID card; establishes provisional ballots; prohibits certain methods of compensation related to absentee voting; requires ID of individuals acting as an agent for an absentee voter; requires ID of individuals providing assistance to a voter in a polling place; prohibits certain activities related to voter registration and absentee voting; prohibits counties, municipalities, and school districts from accepting certain contributions for election expenses; amends requirements for in-person absentee voting polling places; and increases certain criminal penalties for election code violations.

Tennessee

The Senate passed [HB2128](#), which prohibits non-United States citizens from voting in federal, state, or local elections in Tennessee, prohibits local governments from granting non-citizens the right to vote in local elections, and prescribes various other mechanisms for ensuring the integrity of elections.

Utah

Governor Cox recently signed [HB313](#), a comprehensive election reform package. Highlights of the legislation include:

- Clarifies that it is unlawful to vote in the same election in Utah and outside of Utah;
- Requires an individual who did not provide valid voter identification when registering to vote to provide valid voter identification when voting;
- Prohibits an election officer from soliciting, accepting, or using funds donated for an election by a person other than a government entity;

- Requires video surveillance of unattended ballot drop boxes and institutes other requirements and security measures for ballot drop boxes;
- Requires the director of elections to make rules establishing:
 - o Requirements for election officials regarding ballot security, including ballot custody, processing, and tabulation;
 - o Minimum standards for preserving the security of election equipment, including use, storage and maintenance;
 - o Software validation procedures to verify that voting system files have not been tampered with; and
 - o Minimum requirements that a vendor must meet to be eligible to print ballots to be used in an election;
- Requires the lieutenant governor to conduct an annual voter registration audit;
- Restricts access to election equipment and prohibits connecting certain election equipment to the Internet;
- Requires an election official to check available resources to determine whether an individual registers to vote, or votes, in more than one state or precinct; and
- Addresses legal requirements relating to copies of ballots and election returns made as part of a legislative audit.

Key Election Related Litigation

Arizona

In August, a lawsuit, [Mi Familia Vota v. Hobbs](#), was filed in AZ challenging SB1485, which removes voters from the permanent mail ballot list if a voter does not vote by mail in two straight election cycles; and SB1003, which requires voters to “cure” signature-less ballots by 7PM on Election Day. Defendants filed a motion to dismiss on November 18, and discovery is underway. Last week, Mi Familia Vota filed a notice with the court stating that it did not intend to seek a preliminary injunction prior to the 2022 midterms.

The AZ GOP and a Republican voter [filed a lawsuit challenging the state’s mail-in voting laws](#). The lawsuit argues that absentee and mail-in voting violate the Arizona Constitution, or in the alternative, that Arizona should return to excuse-based absentee voting in place prior to 1991.

Arkansas

In February, the Arkansas Supreme Court [affirmed the trial court’s decision not to dismiss the lawsuit challenging Arkansas’ voter integrity laws](#). A bench trial began on March 15. In a ruling from the bench, [the court granted a permanent injunction for all four of the challenged election laws](#), finding “that defendant’s stated concerns about election integrity and insecurity are based entirely on conjecture and speculation.” The Arkansas Attorney General [has indicated that she will be filing an appeal](#).

Florida

In June, the RNC and NRSC were granted intervention in all four lawsuits challenging provisions of SB90 Florida’s 2021 election reform legislative package. On March 31, the U.S. District Court permanently enjoined multiple provisions of SB90 including the provisions requiring registration disclaimers for third party voter registration organizations (§ 97.0575(3)(a)), registration delivery provisions for third party vote registration organizations (*id.*), drop box restrictions (§§ 101.69(2)-(3)), and line warming provisions (§§ 102.031(4)(a)-(b)). The court also determined the defendants are not entitled to a stay and put Florida under preclearance in regard to any “law or regulation governing 3P VROs, drop boxes, or ‘line warming’ activities, as those terms are defined in [the] Order” for a 10-year period under 52 U.S.C. § 10303(c). Several other provisions of the law were upheld, including the ballot harvesting ban, two-year standing requests for receiving vote-by-mail ballots, and on all ADA claims. Defendants filed a notice of appeal on April 7.

Georgia

In July, intervention was granted in eight lawsuits, including the U.S. Department of Justice's lawsuit against the state, challenging provisions of [SB202](#). Previously, the court denied motions to dismiss for lack of standing and on the merits, filed by the RNC, other Republican organizations, and Republican lawmakers in Georgia in the lawsuits. In December, the court denied the Motions to Dismiss. In the 9th ca challenging [SB202](#), the court dismissed the case without prejudice for failure to serve the defendants.

Iowa

The trial set for March 21, 2022 for a lawsuit challenging provisions of [SF413](#) and [SF568](#) was pushed back light of discovery disputes between the Iowa legislature and plaintiffs. On March 16, 2022, the Iowa Supreme Court granted certiorari to resolve these discovery disputes.

Michigan

In 2019, activist groups [challenged](#) Michigan elections laws that restrict paid voter transportation services and out-of-state organizations assisting voters with absentee ballot applications. The district court initially granted an injunction that prohibited Michigan from enforcing its voter transportation restriction, but the Sixth Circuit [reversed](#). On March 21, 2022, the RNC and other Republican groups filed a motion for summary judgment and asked the district court to dismiss the suit.

Nevada

Two Republican-led ballot initiatives [are being challenged by Democrat-aligned activists](#). The Democrat-aligned activists sued in state district court in Carson City to stop an initiative to implement voter ID and a initiative to repeal portions of the state's absentee ballot law.

New York

In January, a broad bipartisan coalition of officeholders and concerned citizens, including Congresswoman Malliotakis and naturalized citizen voters, [sued Mayor Eric Adams, the New York City Council, and the New York City Board of Elections](#) in state court over the "Non-Citizen Voting Law," which illegally allows non-citizens to vote in city elections. The NYC Board of Elections has since [requested](#) that the state review the law and issue an opinion on its legality.

Texas

The [U.S. Department of Justice](#) sued the State of Texas and the Texas Secretary of State, challenging certain provisions in the recently enacted election integrity bill: SB1. The DOJ claims the law violates Section 208 of the Voting Rights Act and Section 101 of the Civil Rights Act.

In one of the cases challenging SB1, [the court granted a preliminary injunction](#) on the provisions that make a crime for election officials to send a vote-by-mail application to registered voters who hadn't requested one. The Fifth Circuit heard oral argument on March 8 and subsequently certified questions to the Supreme Court of Texas.

In May 2020, activists [sued](#) the Texas Secretary of State over the 2017 election bill, [HB 25](#). The district court declined to dismiss the case, and the Secretary of State appealed. On March 16, 2022, the [Fifth Circuit reversed](#) and ordered the district court to dismiss the case.

Vermont

In September, the [RNC sued](#) the cities of Montpelier and Winooski over their new town charters that allow non-citizens to vote in their municipal elections. The lawsuit also raises important concerns about how the laws will be implemented and whether non-citizens will end up on the same voter registration lists used for state-level and federal elections. Motions to dismiss have been filed in the case and the state of Vermont moved to intervene to defend the charters. A hearing on the motion to dismiss in the Montpelier litigation set for March 31, 2022.

Virginia

In December, the Democratic Party of Virginia and the DCCC [sued members of the Virginia Board of Elections](#) over the state's law requiring voters to disclose their social security number when registering to vote. The Democrats allege the registration requirement violates the 1st and 14th Amendments and the federal Privacy Act. The lawsuit also challenges the state's absentee ballot curing process, arguing that the deadline by which voters receive notice of defects of their absentee ballots is arbitrary. The Republican Party of Virginia's motion to intervene was granted, while [PILF's](#) motion to intervene was denied by the court. On February 9, 2022, the Republican Party of Virginia filed a motion to dismiss.

Wisconsin

In [Teigen v. WEC](#), the WI Circuit Court [ruled that absentee ballot drop boxes are not permitted under Wisconsin law](#) and ordered the Wisconsin Elections Commission (WEC) to retract its instructions on the use of drop boxes. WEC [appealed](#) the ruling. The court also [denied a request to stay the ruling](#) for the February 15, 2022 primary while the defendants pursue an appeal. The Court of Appeals granted petition to bypass; thus, the WI Supreme Court will hear argument on the case. The WI Supreme Court [denied a stay motion that would have allowed absentee drop boxes](#) through the April 15, 2022 election; accordingly, drop boxes located outside of local clerks' offices will be illegal and no one other than the voter will be allowed to return an absentee ballot. This WI Supreme Court will hear merits arguments on the case on April 13, 2022.

Get Smart on Ballot Paper Shortages

In preparation for the 2022 elections, various states have increased their focus on election integrity reform and voting system security. Yet, there is another component of the elections process that has not garnered as much public attention and, if not properly addressed, could pose a threat to our upcoming elections. That threat is a shortage of the special paper needed to produce ballots, ballot envelopes, and other elections materials.

Paper is a vital component of election administration. Whether you are registering to vote at an elections office, casting a ballot by mail, or voting in person at your polling place on Election Day, paper is integral to the process. Vendors who supply paper to jurisdictions across the country recently alerted the Committee of the supply chain issues they are currently facing. Much like other supply chain constraints, the issues facing the printing and paper industries were caused, in large part, by the closure of paper mills across the country, transportation and shipping delays, and labor shortages. In addition, as a result of the COVID-19 pandemic, many paper mills modified the type of paper products produced. In order to accommodate the increase in online shopping, many of those paper mills began manufacturing more cardboard to meet the delivery needs of retail outlets. This product production switch was a contributing factor in the low inventory of paper used to manufacture ballots, envelopes, and other election related materials.

Unfortunately, there is no quick fix to remedy ballot paper shortages. While large quantities of paper and envelopes are available at office supply stores like Staples or Office Depot, the paper used for elections has certain specifications not available for purchase at these retail stores. For example, the weight of ballot paper is thicker than printer paper in order to maintain its integrity when run through voting equipment tabulators and scanners. In fact, the weight of paper used in a particular machine is part of that machine's certification. In other words, it's not just as simple as flipping a switch to use another, more readily available type of paper. Another challenging aspect of the paper supply chain stems from production locations. Because ballot paper is only sourced from the United States and Canada, election paper vendors have a limited pool of mills to work with that produce ballot paper. In addition, these constraints and demands on the paper supply chain have led to a rise in ballot paper costs upwards of 40% causing concern for election paper vendors and election officials.

To raise awareness of this important and time sensitive issue, Ranking Member Rodney Davis convened a roundtable last month with election industry representatives, election officials, and other stakeholders

across the paper supply chain to identify risk mitigation strategies and solutions. Despite these shortages we learned that the outlook for ballot paper is not so bleak. Although the inventory and supply of paper stock has been significantly low, mills are starting to recover and increase paper production. Stakeholders across the supply chain are working diligently together on planning and preparation. The National Association of Counties (NACo) and the National Association of State Election Directors (NASSED) have elevated this important issue to their membership. Vendors are making their clients aware of the supply chain situation. Secretaries of State and local elections officials are taking proactive steps to prioritize the election paper orders to ensure they have enough ballots, envelopes, and other election paper resources for their primary and general elections.

It is critical that the American people have confidence in our election processes and outcomes. Unfortunately, the administration of 2020 elections caused many voters across the country to have doubt the integrity of their state's election process. Ranking Member Davis established the Faith in Elections Project to help bolster voter confidence and trust in our decentralized elections structure, as well as its processes and outcomes. As part of these efforts, we will continue to monitor the paper supply chain issues along with other election administration matters that may arise between now and November. In the meantime we encourage all of you to meet with your local elections office to learn more about your state's processes and procedures for administering elections and to encourage them to place their paper orders soon.

Previous Get Smart Posts

November 2021: [Get Smart on Voter ID](#)

January 2022: [Get Smart on Non-Citizen Voting](#)

In the News

Biden's executive order made federal agencies conduct voter registration 'scheme': Republicans

Fox News

EXCLUSIVE: [House Republican](#) committee leaders are raising concerns about [President Biden's](#) voting access executive order and his authority to make federal agencies engage in [election](#) activities. In a letter Tuesday to the White House, first obtained by Fox News Digital, Republicans are scrutinizing the [Executive Order on Promoting Access to Voting](#) that Biden signed a year ago, which directed federal agencies to create nonpartisan plans to promote voter registration and increase voter participation. They question whether the new voting efforts are distracting from the agencies' real missions.

Two wins for election transparency

Washington Times

Federal courts in Maine and Illinois handed down two rulings to make elections more transparent. This is important because so much of the 2020 election was shrouded in bureaucratic defensiveness, outright secrecy and just enough hide-the-ball to raise doubts about the outcome.

Democrats ramp up investigation into impact of disinformation on elections

Washington Post

The leaders of the House Oversight and Reform and House Administration committees sent letters on Wednesday to election officials in Florida, Arizona, Texas and Ohio — all Republican-led states — requesting information while noting their concern about new laws affecting election administration.

Maryland court strikes down congressional map as illegal Democratic gerrymander

A state court in Maryland has struck down the Democratic-drawn congressional map as an illegal partisan gerrymander, ordering the state legislature to redraw the lines for the 2022 election. The new districts — which were drawn by the Democratic-dominated legislature and passed over the veto of Republican Gov. Larry Hogan — could result in an 8-0 sweep for Democrats in the state in blue-leaning years. Seven districts in the state are solidly Democratic, while the lone Republican-held district in Maryland, the Eastern Shore seat currently held by GOP Rep. Andy Harris, was converted from a Republican vote sink into a hypercompetitive district. President Joe Biden carried the new version by less than a percentage point in 2020.

[AP Explains: Why the 14th Amendment has surfaced in midterms](#)

Associated Press

An 1868 amendment to the U.S. Constitution best known for protecting the due process rights of previously enslaved Americans has resurfaced in certain congressional races this year. Some attorneys and voters cite a rarely cited section of the 14th Amendment dealing with insurrection can disqualify a handful of U.S. House members from seeking reelection for events surrounding the Jan. 6, 2021, riot at the Capitol. First-term Republican firebrands Madison Cawthorn of North Carolina and Marjorie Taylor Greene of Georgia are among those targeted. Both are strong supporters of former President Donald Trump who have pushed his unsubstantiated claims of voter fraud in the 2020 presidential election.

[Georgia elections overhaul gutted by state Senate committee, setting up potential showdown](#)

CNN

A Georgia state Senate committee on Tuesday gutted a controversial elections overhaul — a day after local election officials from both parties blasted it as complicating their work in an election year. The fate of the massive bill — which sped through the GOP-led state House earlier this month — is now uncertain and could result in a showdown in the final days of Georgia's legislative session. In its vote Tuesday, the Senate Ethics Committee stripped out most of the House-approved provisions, including one that would hand new election policing powers to the Georgia Bureau of Investigation. The panel advanced only one slice of the original package bill: a requirement that employers provide time off for workers to cast their ballots during the state's voting period. Current Georgia law mandates time off only on Election Day.

[Elections in limbo as redistricting litigation drags on](#)

ABC News

Early voting for Ohio's May 3 primary starts in less than a week, and Election Day is just five weeks away as state's congressional and legislative maps are still being litigated, leaving the approaching election in limbo. As the redistricting process plays out throughout the country, states including Ohio, Missouri and Florida are scrambling as court cases drag on. Other states, including North Carolina, have already made the tough choice to delay their state primaries as a result.

[New bill would require Americans to vote in elections or face penalty](#)

Fox 5 San Diego

People could be fined for not voting in general elections if a bill recently introduced into Congress becomes law.

Faith in Elections Project

[VIDEO: Davis, Tenney Host Election Integrity Roundtable](#)

[Ohio: The Gold Standard For Holding Elections](#)

OHIO – “We do elections right.” So said Congressman Jim Jordan at the Union County Board of Election Monday afternoon as he, Ohio Secretary of State Frank LaRose and Congressman Rodney Davis of Illinois were in Marysville to meet with the Board of Elections and get an idea on how we hit the nail on the head when it comes getting out the vote and counting the vote here in Ohio.

[U.S. Congressman Rodney Davis Met With Election Officials To Discuss Tennessee’s Election Administration Successes](#)

NASHVILLE, Tenn. – On Tuesday, Committee on House Administration Ranking Member Rodney Davis (R-III.) attended a roundtable discussion about Tennessee’s safe, fair and secure elections with Secretary of State Tre Hargett and election officials from across the state.

[Congressional Republicans visit Iowa courthouses to bolster election confidence](#)

VINTON, Iowa — Congressional Republicans promoting confidence in elections made stops Monday in Iowa to highlight the extensive measures local officials take safeguarding voting — while warning that Democratic election reforms being considered in Congress would undermine states’ ability to run election and respond to voters’ needs.

[Curtis, Owens laud Utah County election process during “Faith in Elections Project” visit](#)

PROVO, Utah – Election integrity has been a top-line issue for over a year now. With public distrust of the election process at an all-time high, officials are continually working to educate and ensure that America’s most civic duty of voting is secure.

Messaging

Topline Messaging:

- Democrats have spent the last three years working to undermine America's democratic system by attempting to nationalize our elections in direct contradiction to the Constitution, weaponizing the courts against the states' constitutionally guaranteed right to set the rules for elections in their states and even trying to steal an election in Iowa's second congressional district after a fair and bipartisan certification process.
- Under the Constitution, the States have primary authority over federal elections, and Congress' role is purely secondary and limited. Our decentralized election system is a virtue, not a fault, and leads to greater election security.
- Every eligible voter has a constitutional right to vote and every legal vote should be counted according to state law.

H.R. 1:

- Once again, Democrats are pursuing H.R. 1, the so called "For the People Act," which in reality is just a partisan and massive congressional overreach designed to keep their Democrat majority by nationalizing our elections. This bill takes some of the worst “pandemic-style” election

- administration changes of 2020 and makes them permanent.
- Through this bill Democrats want line their own campaign coffers with your tax payer dollars by creating a 6:1 funding match to any small donor contributions of \$200 - meaning for every \$200, the federal government will chip in \$1,200 to a candidate's campaign, which would equal up to \$7.2 million per campaign this cycle.
- Forces states to adopt liberal California voting methods against their will like permanently expanding mail-in voting, legalizing ballot harvesting, and disregarding existing state voter ID laws.

H.R. 4:

- H.R. 4 is a radical and unprecedented federal power grab over state-administered elections under the guise of updating the Voting Rights Act.
- Republicans and the Supreme Court have long recognized that the Voting Rights Act worked and celebrate that more Americans from minority communities are voting than ever before. Yet, Democrats continue to claim “sweeping voter suppression” to justify H.R. 4’s unconstitutional expansion of the extraordinary measures in the VRA.
- H.R. 4 would transform the Attorney General into an unelected, unaccountable “Elections Czar” in charge of all federal elections with power to reject any state or local election law they did not like.

Resource Repository

Faith in Elections Project:

- [Faith in Elections Announcement](#)
- [Faith in Elections Project One-Pager](#)
- [Faith in Elections Principles](#)
- [Faith in Elections Local Election Administrator Roundtable One Pager](#)

H.R. 1:

- [H.R. 1 Packet](#)
- [H.R. 1 Comparison Document: 116th - 117th](#)
- [H.R. 1 One Pager](#)
- [H.R. 1 Top Ten Most Egregious Provisions](#)
- [H.R. 1 Section-by-Section](#)

H.R. 4:

- [H.R. 4 One Pager](#)
- [H.R. 4 Top Ten Most Egregious Provisions](#)
- [Ranking Member Davis Statement on H.R. 4](#)
- [Manchin vs. H.R. 4](#)

Other Legislation:

- [S. 2747, The Freedom to Vote Act \(Manchin Compromise Bill\) One Pager](#)
- [H.R. 5314, the Protecting Our Democracy Act One Pager](#)

Committee Reports:

- [Ranking Member Davis Report on the Elections Clause](#)
- [Committee on House Administration Republicans Report on Political Weaponization of Ballot Harvesting in California](#)
- [Joint Committee on House Administration and Committee on Judiciary Republican Report on H.R.](#)

Other Resources:

- [House Administration Republicans Talking Points and Background on Georgia Election Reform B \(SB202\)](#)
- [Honest Elections Project State by State Guide to Voting Laws](#)



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Our mailing address is:

Committee on House Administration Republicans
1216 Longworth House Office Building
Washington, DC 20515

Want to change how you receive these emails?
You can [update your preferences](#) or [unsubscribe from this list](#).

From: Tina Barton<TBarton@eac.gov>

Sent on: Wednesday, March 9, 2022 5:20:18 PM

To: mcot [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey [REDACTED]; Iveysoto [REDACTED]; Kyle Ardoin [REDACTED]; >; Joel Watson [REDACTED]; >; Clayton Smith [REDACTED]; Nancy Landry [REDACTED]; Maggie Toliver [REDACTED]; Theresa Romero [REDACTED]; reynolds [REDACTED]; kingran [REDACTED]; linda.lamone [REDACTED]; Amy Cohen [REDACTED]; nikki.charlson [REDACTED]; Ricky Hatch [REDACTED]; Alysoun<Alysoun.Mclaughlin [REDACTED]; howard [REDACTED]; tmattice [REDACTED]; dlogan [REDACTED]; mwinn [REDACTED]; jcarroll [REDACTED]; cleta@ [REDACTED]; mguthrie [REDACTED]; guthrie [REDACTED]; Patrick Cannon (secondary) [REDACTED]; Patrick Cannon [REDACTED]; Bruce Bailey [REDACTED]; Richard Pilger [REDACTED]; Chris Herren [REDACTED]; David Beirne [REDACTED]; stark [REDACTED]; eberke [REDACTED]; Sarah Johnson [REDACTED]; simons [REDACTED]; gregmoore [REDACTED]; norden [REDACTED]; John Fogarty Jr [REDACTED]; >; Don Gray [REDACTED]; james.charles.dickson [REDACTED]; donaldmarkritchie [REDACTED]; Rick Stream [REDACTED]; sschoeller [REDACTED]; Tina Barton<TBarton@eac.gov>; Bert Benavides [REDACTED]; Phillip Olaya<POlaya@eac.gov>; Benjamin Hovland<bhovland@eac.gov>

CC: Mark Robbins<MRobbins@eac.gov>; Amanda Joiner<AJoiner@eac.gov>

Subject: **Reminder to Complete Annual Meeting Doodle Poll**

Urgent: High

Good afternoon, Board of Advisors.

If you haven't already, please respond to the Doodle Poll regarding the preferred date of the Annual Meeting no later than COB today. The link to the poll is below.

<https://doodle.com/meeting/participate/id/OdNWmKze>

As a reminder, this meeting will be held virtually. Please let me know if you have any questions.

Respectfully,

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Tina Barton<TBarton@eac.gov>
Sent on: Tuesday, March 8, 2022 8:39:24 PM
To: mcott (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); Kyle Ardoir (b) (6); Joel Watson (b) (6); Clayton Smith (b) (6); Nancy Landry (b) (6); Maggie Toliver (b) (6); Theresa Romero (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); Ricky Hatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogar (b) (6); mwinn (b) (6); jcarroll (b) (6); cleta (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); gregmoore (b) (6); norden (b) (6); John Fogarty Jr (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Tina Barton<TBarton@eac.gov>; Bert Benavides (b) (6); Phillip Olaya<POlaya@eac.gov>; Benjamin Hovland<bhovland@eac.gov>
CC: Mark Robbins<MRobbins@eac.gov>; Amanda Joiner<AJoiner@eac.gov>
Subject: VVSG Lifecycle Policy Final Draft
Attachments: VVSG Lifecycle Policy DRAFT Final.docx (124.78 KB), Comments Received for VVSG Lifecycle Policy Final.xlsx (27.94 KB)

Good afternoon, Board of Advisors.

Please find attached to this email a final draft of the EAC's VVSG Lifecycle Policy, as well as a spreadsheet containing public comments received on the previous version of the draft and EAC responses to those comments. The tracked changes in the word document represent edits made to the draft that was posted for public comment on Regulations.gov from November 8, 2021, through December 14, 2021.

<https://www.regulations.gov/docket/EAC-2021-0001>

Kindly review the attached documents and provide feedback by March 17th. To ease the compilation of feedback received from this request, please include your comments in the body of your email response.

Additionally, if you haven't already, please respond to the Doodle Poll regarding the date of the Annual Meeting (virtual) no later than COB Wednesday, March 9th. The link to the poll is below.

<https://doodle.com/meeting/participate/id/OdNWmKze>

Respectfully,

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

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United States Election Assistance Commission
633 3rd St. NW, Suite 200
Washington, DC 20001
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Voting System Testing and Certification

VVSG Lifecycle Policy 1.0

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DRAFT

1. Introduction

- 1.1. **Introduction:** In late 2002, Congress passed the Help America Vote Act of 2002 (HAVA), which created the U.S. Election Assistance Commission (EAC) and vested it with the responsibility of setting voting system standards and for providing for the testing and certification of voting systems. This mandate represented the first time the Federal government provided for the voluntary testing, certification, and decertification of voting systems nationwide. In response to this HAVA requirement, the EAC has developed the Voting System Testing and Certification Program (Program).
- 1.2. **Authority.** HAVA requires that the EAC certify and decertify voting systems. Section 231(a)(1) of HAVA specifically requires the EAC to “... provide for the certification, decertification and re-certification of voting system hardware and software by accredited laboratories.” The EAC has the sole authority to grant certification or withdraw certification at the federal level, including the authority to grant, maintain, extend, suspend, and withdraw the right to retain or use any certificates, marks, or other indicators of certification.
- 1.3. **Scope.** This document provides the Voluntary Voting System Guidelines (VVSG) lifecycle policy. Participation in the program is voluntary, but if voting system manufacturers decide to participate then they and their products will be subject to the VVSG lifecycle policy. This document supersedes any previous policy from the EAC concerning VVSG lifecycles.
- 1.4. **Purpose.** The intent of this policy is to help facilitate migration to revised VVSG standards by providing guidance on deprecation of obsolete standards and establishing consistent periodic review, update, and versioning of future standards.
- 1.5. **Feedback:** The EAC will engage voting system manufacturers and Voting System Test Laboratory (VSTL)s when implementing revised VVSG standards, beginning with informing them of the differences between VVSG versions, obtaining information about practical implementation timelines for the new standard, and to address questions or concerns they may have.

2. VVSG Version Convention

- 2.1. **Types of Version Change:** This section defines major and minor standard changes. After consultation with stakeholders and a proposed VVSG update has been drafted, the EAC will determine whether a version change is major or minor.
- 2.2. **Major Version Changes:** Major changes to the VVSG will cause the primary number to increment by one and the secondary number to reset to zero. For instance, the new version number for VVSG 2.0 with major changes would be VVSG 3.0. In general, major version changes will require new hardware or other upgrades that render equipment certified under the prior major version to become obsolete.
- 2.3. **Minor Version Changes:** Minor changes to the VVSG will cause the secondary number to increment by one. For instance, the new version number for VVSG 2.0 with minor changes would be VVSG 2.1. In general, minor version changes will not require new hardware or other upgrades that render equipment certified under the same major version to become obsolete.

- 2.4 **Voting System Test Laboratory (VSTL) Accreditation:** The need for lab accreditation will be based on consultation between the EAC and National Institute of Standards and Technology (NIST) National Voluntary Laboratory Accreditation Program (NVLAP), and metrics such as a change in core or non-core competencies, required skills, or any other criteria deemed necessary by the EAC that are the result of the standard update.

Major VVSG version changes may require VSTL accreditation for that change and minor VVSG version changes will not require VSTL accreditation for that change.

3. VVSG Standard Deprecation

- 3.1. **Overview:** Avoiding the certification of voting systems to obsolete standards is a key element in the transition to new and updated VVSG standards. Manufacturers submitting new systems must submit them to the most recently adopted VVSG version. Adoption of the updated VVSG versions must move forward while not stranding users of systems certified to older VVSG versions from being able to receive critical updates.
- 3.2. **Deprecation Definition:** Deprecation in this case means the testing to a standard will be discontinued, outside of certain conditions detailed below. Deprecation is not the same as decertification. Fielded voting systems that are certified to any VVSG standard will not be decertified by the EAC based solely on the standard it was certified to. Decertification of voting systems can only take place following the process detailed in the EAC Testing and Certification Program Manual.
- 3.3. **Previous VVSG Version Deprecation:** Once there is a path to certification of voting system equipment to new major revision to the VVSG with at least one VSTL accredited to test, then obsolete major VVSG versions will be deprecated 12 months after the date of that accreditation. Once obsolete standards are deprecated, manufacturers will be required to submit voting systems to the latest VVSG standard. In certain limited circumstances, changes may be made to voting systems certified to deprecated versions.
- 3.4. **Maintenance of Systems certified to deprecated standards:** To address the subject of maintenance of fielded systems, changes to systems certified to a deprecated standard will be accepted within a narrow definition.
- 3.4.1. A change to a system certified to a deprecated standard must be in one or more of the following categories:
- **Security update.** Software patches or hardware mitigations to address known security vulnerabilities and exploits. Software patches may include code authored by voting system manufacturers.
 - **Bug fix.** Fixes to correct anomalies reported to and approved by the EAC. Examples include critical functional discrepancies or issues that are part of an EAC certified system. Enhancements are not considered a fix.
 - **COTS replacement.** Replacement of commercial-off-the-shelf equipment that has reached end-of-life. Any significant changes in the replacement are discouraged and must be evaluated and approved by the Testing and Certification Program Director and a VSTL.

- **Jurisdictional rule change.** Changes that are legally required in a jurisdiction already fielding the system due to some form of change in Statute, Rule, Directive, or other publication that places requirements on a jurisdiction. This type of change must be supported by a chief election official, electoral board, or certification body where this system is state certified or fielded.
 - **Updating components to the current VVSG standard.** Changes to one or more components in order to bring those components into compliance with the most current VVSG standard. In this instance, the overall system certification would be to the system's baseline (deprecated) standard.
- 3.4.2. **Modifications outside these categories will not be accepted.** Voting systems that feature changes that are outside these categories will only be accepted for testing and certification to a non-deprecated version. When a manufacturer applies for a modification to a voting system that is certified to a deprecated standard, they must clearly state under which category they are applying for and must supply supporting documentation for this claim.
- 3.4.3. The EAC will determine if the modification may be made to the baseline system and will communicate its decision to the manufacturer and appropriate voting system test laboratory. This decision will be posted on the EAC website. Decisions will be made within five business days from receipt of all necessary supporting documentation. Manufacturers are encouraged to contact the EAC in advance of applying for voting system testing for a modification in order to get a non-binding opinion on whether a modification would be considered per the enumerated items in section 3.4.1 of this policy.

4. VVSG Review and Update Process

- 4.1 **Overview:** More frequent iteration of standards is the result of a continuous improvement process that closely matches modern agile software and hardware development cycles. All updates to the VVSG will adhere to the established practice of public review and comment, agency review and comment, and consideration by the commissioners, as described in HAVA.
- 4.2 **Timeline:** There will be a 12-month cycle for each review for minor revisions to the VVSG. It is understood that the time taken to complete the review and update process will vary due to several factors, including but not limited to number of changes proposed, number of comments received from stakeholders and the public, complexity of changes, and time taken to develop requirements and test assertions.
- 4.3 **Scope:** Updates to the standards during this cycle may incorporate items such as requests for interpretation, notices of clarification, errata, and other administrative changes. Additionally, requirements may be added or adjusted to support more voting system functions or other updates to accommodate new technologies or standards. Stakeholders are encouraged to submit proposed changes as part of the VVSG review process.
- 4.4 **VVSG Review:** The EAC Testing and Certification Program will engage with the Technical Guidelines Development Committee (TGDC), the Standards Board, and the Board of Advisors

annually to identify and propose changes to the VVSG including adding requirements, modifying existing guidelines and requirements, and rolling in Requests for Interpretation, Notices of Clarification, updated test assertions, or other clarifying information from the program. A period of public comment will allow all stakeholders to submit comments to the EAC. Public comments will be posted on the EAC website.

The EAC Testing and Certification Program Director will provide an annual report to the Executive Director at the end of the fiscal year detailing recommendations for updates to the VVSG that have been collected throughout the prior fiscal year from various stakeholders.

- 4.5 VVSG Update Process:** When the Executive Director determines that a new version of the VVSG should be published, the process detailed in section 222 of HAVA will be followed:
- 4.5.1 The EAC will work with NIST to address relevant proposed changes. If there are no proposed changes, then no further action will be taken until the next annual meeting of the TGDC. If there are proposed changes, NIST will draft revisions to the sections of the VVSG affected by the proposed changes.
 - 4.5.2 The Executive Director will submit the revised VVSG to the EAC's Board of Advisors and Standards Board Executive Board for review and comment. The revised VVSG will also be posted for public comment.
 - 4.5.3 The EAC will collaborate with NIST to review and address all comments which will be posted to the EAC website once addressed. Concurrently, the Testing and Certification Program Director will draft updates to relevant sections of the program manuals and test assertions if necessary.
 - 4.5.4 The Testing and Certification Program Director will submit the updated VVSG and program documentation to the Executive Director. The Executive Director will forward all revised VVSG documentation to the Commissioners, and will publish 'redline versions' on the EAC website.
 - 4.5.5 The Commissioners may meet with stakeholders and shall hold a public hearing prior to voting on the revised VVSG. This vote may not take place less than 90 days from the submission of public comments to the Board of Advisors and Standards Board Executive Board as described in section 4.5.2.
- 4.6 Commissioner Quorum:** In the event the EAC is without a quorum of Commissioners and adoption of a new VVSG standard is not possible, sections 4.4 will be executed on an annual basis, and sections 4.5.1 through 4.5.3 will be executed as necessary. Recommendations provided to the EAC for standard updates or changes will continue to be collected, evaluated, and drafted in accordance with the process in HAVA. Once a quorum of Commissioners is reestablished, the process will proceed through sections 4.5.4 and 4.5.5 as applicable.

From: Tina Barton<TBarton@eac.gov>

Sent on: Friday, March 4, 2022 9:41:44 PM

To: mcot (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); kyle.ardoin (b) (6); Joel.Watson (b) (6); Clayton Smith (b) (6); Nancy.Landry (b) (6); Maggie.Toliver (b) (6); Theresa.Romero (b) (6); reynolds (b) (6); kingran (b) (6); linda.lamone (b) (6); acohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun.Mclaughlin (b) (6); howard (b) (6); /o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3db606c6993643688ad7ea33533c1ee0-tmatice@el<tmatice@electioncenter.org>; /o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60f766e75cd449d5910b675eb0087a9c-dlogan@ (b) (6); mwinn (b) (6); jcarroll (b) (6); cleta (b) (6); mguthrie (b) (6); guthrie (b) (6); pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6); chris.herren (b) (6); david.e.beirme.civ (b) (6); stark (b) (6); eberke (b) (6); Sarah.Johnson</o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5a05d59c7fe8449d959ec7d40ac66894-Sarah.Johns>; simons (b) (6); gregmoore (b) (6); norden (b) (6); fogartyji (b) (6); don.gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); rstream (b) (6); sschoeller (b) (6); Tina Barton<TBarton@eac.gov>; Bert.Benavides (b) (6); Phillip.Olaya<POlaya@eac.gov>; Benjamin.Hovland<bhovland@eac.gov>

CC: Mark.Robbins<MRobbins@eac.gov>; Amanda.Joiner<ajoiner@eac.gov>

Subject: Date Change for 2022 Annual Board of Advisors Meeting - Virtual

Good afternoon, Board of Advisors.

We hope this message finds you well. A few weeks ago, a save-the-date message was sent out for the 2022 Annual Board of Advisors Meeting. Unfortunately, that date no longer works and we need to select a new date. We want to be respectful of your time and schedule. Below is a link to a Doodle Poll that will be used to survey your availability to meet on Monday, May 16, 2022, from 1 p.m. ET to 4 p.m. ET or Friday, May 20, 2022, from 1 p.m. ET to 4 p.m. ET. As soon as we have enough responses to indicate we would have a quorum on one of the days, we will select that date and begin sending out information related to nominations to the Executive Board and bylaw amendments. We respectfully ask that you respond to the Doodle Poll no later than COB Wednesday, March 9, 2022.

<https://doodle.com/meeting/participate/id/OdNWmkZe>

We apologize for any inconvenience the date change might cause. You may contact me with any questions.

Respectfully,

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

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www.eac.gov

From: <POlaya@eac.gov>

Sent on: Monday, February 28, 2022 4:10:37 PM

To: Ciera Echols (b) (6); Spencer Overton (b) (6);
sbroussard (b) (6); Esther Gyory (b) (6); Wertz, Jeremy
(CRT) (b) (6); Irena Vidulovic (b) (6) <Irena.Vidulovic@eac.gov>
(b) (6); Adegbile, Debo (b) (6)

CC: Thomas Hicks<THicks@eac.gov>; Kristen Muthig<KMuthig@eac.gov>

Subject: BHM Panel

Good afternoon,

Please find the video of the Black History Month panel posted to the EAC's YouTube page here. Feel free to repost and highlight in your own agency materials as well.

On behalf of Chairman Hicks, thank you again for your participation and your patience as we pulled this together.

Finally, in case you didn't receive this earlier, I am including links to materials that Commissioner Adegbile mentioned during the panel:

<https://www.usccr.gov/files/2020/2020-07-24-John-Lewis-Memorial.pdf>

<https://www.usccr.gov/files/2020/2020-08-21-FMRTCT-Vivian-Statement.pdf>

Thank you.

Phillip A. Olaya | Special Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Tina Barton<TBarton@eac.gov>

Sent on: Wednesday, February 23, 2022 3:26:47 AM

To: mcot (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6) Iveysoto (b) (6); kyle.ardoin (b) (6); Joel.Watson (b) (6); Clayton Smith (b) (6); Nancy.Landry (b) (6); Maggie Toliver (b) (6); Theresa.Romero (b) (6); reynolds (b) (6); kingran (b) (6); linda.lamone (b) (6); acohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun.Mclaughlin (b) (6); howard (b) (6); /o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3db606c6993643688ad7ea33533c1ee0-tmatice@e (b) (6); /o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=60f766e75cd449d5910b675eb0087a9c-dlogan@ (b) (6); mwinn (b) (6); jcarroll (b) (6); cleta (b) (6); mguthrie (b) (6); pat.cannon (b) (6); bailey (b) (6); richard.pilger (b) (6); chris.herren (b) (6); david.e.beirne (b) (6); stark (b) (6); eberke (b) (6); Sarah.Johnson</o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5a05d59c7fe8449d959ec7d40ac66894-Sarah.Johns>; simons (b) (6); gregmoore (b) (6); norden (b) (6); fogartyj (b) (6); don.gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); rstream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides< (b) (6)>

CC: Mark Robbins<MRobbins@eac.gov>; Benjamin Hovland<bhovland@eac.gov>; Phillip Olaya<POlaya@eac.gov>; Amanda Joiner<ajoiner@eac.gov>

Subject: April 13 - SAVE THE DATE!

Good evening, Board of Advisors.

Our annual meeting is quickly approaching, and we want to make sure that you have the date on your calendar. The 2022 BoA Annual Meeting will be held virtually on April 13th. More information will soon follow.

Please let me know if you have any questions.

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Phillip Olaya
Sent: Wednesday, February 16, 2022 2:16 PM
To: Thomas Hicks; Kristen Muthig; sbroussard@fec.gov; Esther Gyory; Ciera Echols; Spencer Overton; Wertz, Jeremy (CRT)
Cc: Irena Vidulovic (ividulovic@usccr.gov)
Subject: FW: USCCR Statements on the passing of John Lewis and CT Vivian

From: Irena Vidulovic (b) (6)
Sent: Wednesday, February 16, 2022 11:48 AM
To: Phillip Olaya <POlaya@eac.gov>
Subject: USCCR Statements on the passing of John Lewis and CT Vivian

Dear Philip,

Please find the two statements that Debo mentioned. Can you please forward it to to the group?

<https://www.usccr.gov/files/2020/2020-07-24-John-Lewis-Memorial.pdf>

<https://www.usccr.gov/files/2020/2020-08-21-FMRTCT-Vivian-Statement.pdf>

Irena Vidulovic
Special Assistant to Commissioner Debo P. Adegbile
U.S. Commission on Civil Rights
M: (b) (6)
<http://usccr.gov/>
1331 Pennsylvania Avenue, NW Suite 1150
Washington D.C. 20425

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#USCCR

From: Phillip Olaya<POlaya@eac.gov>
Sent on: Wednesday, January 26, 2022 7:47:04 PM
To: Phillip Olaya<POlaya@eac.gov>; Thomas Hicks<THicks@eac.gov>; Kristen Muthig<KMuthig@eac.gov>; Jonathan Peterson (b) (6) <(b) (6)>; Adegbile, Debo (b) (6) <(b) (6)>; Irena Vidulovic (b) (6) <(b) (6)>; Irena Vidulovic (b) (6) <(b) (6)>; Ciera Echols (b) (6) <(b) (6)>
CC: Wertz, Jeremy (CRT) (b) (6) <(b) (6)>
Subject: BHM Panel

Good afternoon,

I'm updating the Zoom link as the agency has migrated to Zoomgov. Also, please find attached a memo and draft script for Prof. Overton that includes suggested opening remarks, bios, and the combined questions for each of the agencies.

If you have any questions, I'm at (b) (6)

Thank you!

Topic: Black History Month Panel Discussion

Time: Feb 16, 2022 10:00 AM Eastern Time (US and Canada)

Canada)

Join ZoomGov Meeting

<https://www.zoomgov.com/j/1602653002?pwd=b0VaaDNZNkN6VGEveHdpS29GQWxXdz09>

Meeting ID: 160 265 3002

Passcode: (b) (6)

One tap mobile

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+16468287666,,1602653002# US (New York)

Dial by your location

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+1 646 828 7666 US (New York)

+1 551 285 1373 US

+1 669 216 1590 US (San Jose)

833 568 8864 US Toll-free

Meeting ID: 160 265 3002

Find your local number: <https://www.zoomgov.com/u/ad6xHJTta5>

From: Renaldo Fowler (b) (6)
Sent on: Tuesday, February 15, 2022 10:52:20 PM
To: Thomas Hicks<thicks@eac.gov>; Ben Jackson (b) (6) >
CC: Phillip Olaya<POlaya@eac.gov>; Sachin Pavithran (b) (6); Phillip Bratta (b) (6); Irena Vidulovic (b) (6) <Irena Vidulovic (b) (6)>
Subject: RE: Panel 9 AACD Presentation

Your spot is reserved for 2023. Take care.
Thank you
Renaldo Fowler (he/him/his)
Senior Staff Advocate



5025 E. Washington Street, Suite #202
Phoenix, AZ 85034
Phone (b) (6)
Fax (b) (6)
Website: www.azdisabilitylaw.org

Facebook: <http://www.facebook.com/pages/Arizona-Center-for-Disability-Law/134193483284046?ref=search#>
Twitter: www.twitter.com/azdisabilitylaw

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ATTENTION: Most ACDL staff are working remotely. We are striving to continue operations as normally as possible under the circumstances, but there may be a delay in processing and responding to mail, phone calls, and emails. We apologize for any inconvenience, and appreciate your patience during this time.

From: Thomas Hicks [mailto:thicks@eac.gov]
Sent: Tuesday, February 15, 2022 3:50 PM
To: Renaldo Fowler (b) (6); Ben Jackson <BJackson@eac.gov>
Cc: Phillip Olaya <POlaya@eac.gov>; Sachin Pavithran (b) (6); Phillip Bratta (b) (6); Irena Vidulovic (b) (6)
Subject: RE: Panel 9 AACD Presentation

Renaldo:

The pleasure was mine, everyone on the panel did a fantastic job. We hope to present in person in 2023. Enjoy the rest of the conference.

All the best,

Tom

Thomas Hicks

Vice-Chairman

U.S. Election Assistance Commission

633 3rd St. NW, Suite 200

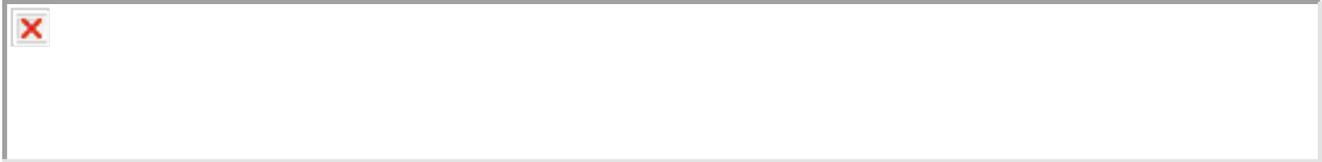
Washington, DC 20001

Email: thicks@eac.gov

Phone: (b) (6)

Twitter: @redblue2024

Website: www.eac.gov



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From: Renaldo Fowler (b) (6)

Sent: Tuesday, February 15, 2022 5:18 PM

To: Ben Jackson (b) (6)

Cc: Thomas Hicks <thicks@eac.gov>; Phillip Olaya <POlaya@eac.gov>; Sachin Pavithran (b) (6)

Phillip Bratta (b) (6) Irena Vidulovic (b) (6)

Subject: RE: Panel 9 AACD Presentation

Hello Commissioner Hicks,

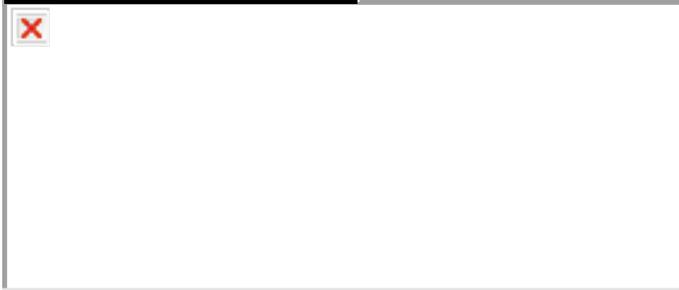
I want to thank you and your panel for providing your expertise on how the federal government can support voters with disabilities. We look forward to seeing everyone in person at the 12th annual African American Conference on Disabilities in 2023.

Thank you

Renaldo Fowler (he/him/his)

Senior Staff Advocate

(b) (6)



5025 E. Washington Street, Suite #202

Phoenix, AZ 85034

Phone (b) (6)

Fax (b) (6)

Website: www.azdisabilitylaw.org

Facebook: <http://www.facebook.com/pages/Arizona-Center-for-Disability-Law/134193483284046?ref=search#>

Twitter: www.twitter.com/azdisabilitylaw

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This communication is confidential and is intended only for the use of the individual or entity named above. If you have received this communication in error, please immediately destroy it and notify the sender by reply e-mail or by telephone at 1 (800) 927-2260.

ATTENTION: Most ACDL staff are working remotely. We are striving to continue operations as normally as possible under the circumstances, but there may be a delay in processing and responding to mail, phone calls, and emails. We apologize for any inconvenience, and appreciate your patience during this time.

From: Ben Jackson (b) (6)

Sent: Monday, February 14, 2022 6:36 PM

To: Renaldo Fowler (b) (6)

Cc: Thomas Hicks <thicks@eac.gov>; Phillip Olaya <POlaya@eac.gov>; Sachin Pavithran (b) (6)

Phillip Bratta (b) (6) Irena Vidulovic (b) (6)

Subject: RE: Panel 9 AACD Presentation

Good evening Mr. Fowler,

Thank you for your patience, please find the updated slide deck for all three presenters attached. Looking forward to tomorrow!

Best,
Ben

From: Ben Jackson

Sent: Friday, February 11, 2022 1:34 PM

To: Renaldo Fowler ^{(b) (6)}

Cc: Thomas Hicks <THicks@eac.gov>; Phillip Olaya <POlaya@eac.gov>; Sachin Pavithran ^{(b) (6)};
Phillip Bratta ^{(b) (6)}

Subject: Panel 9 AACD Presentation

Good afternoon Mr. Fowler,

Please find attached the combined slide decks of EAC and Access Board for our presentation on Tuesday. We will send an updated presentation if the third panelist sends slides before Tuesday.

Best,

Ben

W. Ben Jackson|Senior Subject Matter Expert
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Gallagher, Dianne (b) (6)
Sent on: Thursday, February 10, 2022 6:28:27 PM
To: Donald Palmer <dpalmer@eac.gov>
Subject: Re: Statement

Thank you so much, Chair Palmer! I appreciate you being quick in your response and the inclusion of the letter from the USCCR members.

From: Donald Palmer <dpalmer@eac.gov>
Date: Thursday, February 10, 2022 at 1:20 PM
To: Dianne Gallagher (b) (6)
Subject: Statement

Dianna,

Please find below:

Thx, Don Palmer

We received complaints from USCCR commissioners of a lack of balance and equal representation of USCCR appointees to the BOA. I along with the EAC General Counsel's office explained that the selection process is not within the authority of the EAC; however, federal law and HAVA required that the appointments should have diverse political views and geographic location to ensure the bipartisan nature of the committee.

I, and other commissioners, have periodically encouraged states, advisory organizations, and congressional selectors on our advisory boards to timely and equitably fill those seats with members who will fully participate and engage in an effort to find consensus advice, so the EAC will receive the benefit of diverse and politically balanced views on voting standards.

The selection of individuals to serve on the Board of Advisors is within the purview of USCCR so it doesn't feel appropriate to comment on that process.

I worked with Michael Yaki several times in the development of the VVSG 2.0 standards and, despite our different political party affiliations, we came together to improve voting standards for the benefit of all Americans.

See attached written complaint.

For additional context, please see the EAC agency statement addressing the BOA appointment process which can be found [here](#).



December 10, 2020

Chair Benjamin Hovland
Vice Chair Donald Palmer
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200
Washington, DC 20001

Dear Chairman Hovland and Vice Chairman Palmer:

We write as four members of the U.S. Commission on Civil Rights, and not on behalf of the Commission as a whole, regarding enforcement of the legal requirements in EAC's authorizing statutes for making appointments to the EAC's Board of Advisors.

As you know, the Help America Vote Act of 2002 (HAVA), 52 U.S.C. 2091 et seq., created the U.S. Election Assistance Commission (EAC) and established three Advisory Boards to provide advice, guidance and support to the EAC on the development of Voluntary Voting System Guidelines. In Section 214(a), the United States Commission for Civil Rights (USCCR) *as a whole* is authorized to appoint two members of the EAC's 37-member Board of Advisors (BOA). Section 214(b) requires that "appointments shall be made to the Board of Advisors under subsection (a) in a manner which ensures that the Board of Advisors will be bipartisan in nature and will reflect the various geographic regions of the United States." [*emphasis added*].

In reviewing the USCCR's current appointees to the BOA, we note that both appointees are members of the same party -- and thus are not bipartisan as required by Section 214(b) -- and that the appointments were evidently made by the Chair of the USCCR unilaterally without approval of the USCCR as a whole. In addition to the USCCR, there are 9 other national associations authorized *as a whole* to each appoint two members to the EAC's 37-member BOA and section 214(b) requires that those appointments also be done "in a manner which ensures that the Board of Advisors will be bipartisan in nature ..."

A letter sent to the Chair of the USCCR from the EAC on February 22, 2019 (*attached*) advised the Chair that it was time for the USCCR to "reappoint" its "designated representatives" to the BOA under Section 214(a) and stated that if no new designees were appointed, then the existing representatives would continue to serve and be automatically reappointed. The letter then asked the Chair to send in a "Notice of Representation" form by March 15, 2019 -- which was less than 3 weeks later and thus provided little time for the USCCR as a whole to approve any designees. No mention is made in the EAC's letter that the appointment power under Section 214 is provided to the USCCR as a whole, and that it is not a power delegated to the USCCR Chair alone. The EAC letter to the USCCR Chair also failed to mention that Section 214(b) requires appointments made to the Board of Advisors be done "in a manner which ensures that the Board of Advisors will be bipartisan in nature ..."



Put simply, there are significant doubts that this “appointment” was actually an appointment that followed our Commission’s regular procedures for making an appointment.

In light of the unbalanced partisan way (both being of the same party) in which the current USCCR appointments were made to the BOA, we would like to know what steps, if any, the EAC takes to enforce the statutory requirements under Section 214 regarding its Board of Advisors as follows:

- a) that each of the national entities allowed to appoint members to the BOA (including the USCCR) actually approves the appointment of their representatives to the BOA *as a whole* – and that the nominal head of each entity does not make the appointments unilaterally on their own authority; and
- b) that the appointments from each national entity are made in a manner that “*ensures*” the BOA will be “bipartisan in nature.”

Sincerely,

Gail Heriot
Commissioner

Stephen Gilchrist
Commissioner

Peter Kirsanow
Commissioner

J. Christian Adams
Commissioner

Cc: Benjamin Hovland
Chair
U.S. Election Assistance Commission

Donald Palmer
Vice Chair
U.S. Election Assistance Commission

From: Donald Palmer <dpalmer@eac.gov>
Sent on: Thursday, February 10, 2022 4:14:19 PM
To: Gallagher, Dianne (b) (6)
Subject: Re: CNN comment request

Dianne,
Thanks. Kristen or I should be able to get you something by the end of the day or sooner. I'll also give you a statement and document complaint letter we received from the USCCR Commissioners that you may or may not have.
Regards
Don Palmer

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From: Gallagher, Dianne (b) (6)
Sent: Thursday, February 10, 2022 11:07 AM
To: Donald Palmer
Subject: Re: CNN comment request

Completely understand, I hope you're having a lovely trip abroad and thanks for getting back to me. The piece is set to publish sometime this week. I can reach out to Kristen, if you think she has a statement from you that would address the questions or just something in general.

From: Donald Palmer <dpalmer@eac.gov>
Date: Thursday, February 10, 2022 at 10:58 AM
To: Dianne Gallagher (b) (6)
Subject: Re: CNN comment request

Hi Diane,
I'm out of the country so I apologize for the delay. My phone access is limited. I don't know if Kristen has gotten with you.
Do you have a deadline for a comment?
Thanks,
Don Palmer
Get [Outlook for iOS](#)

From: Gallagher, Dianne (b) (6)
Sent: Wednesday, February 9, 2022 12:32:20 PM
To: Donald Palmer <dpalmer@eac.gov>
Subject: CNN comment request

Hello Chairman Palmer
I hope you're doing well today. I'm reaching out because you were mentioned in emails obtained by CNN via a FOIA and I wanted to give you the opportunity to comment.
We FOIA'ed emails dealing with the the USCCR appointments to the EAC Board of Advisors dating back to mid-2020. In email correspondence, a commissioner notes that you advised them in the conservative members' ultimately successful quest to appoint a member of the EAC BOA (that member being Cleta Mitchell).
What was your role in advising USCCR commissioners?
Is this something you regularly do with other nominating organizations or was this a product of a personal relationship with one of the USCCR commissioners?
Did you suggest or have knowledge of individuals to be considered?
Do you have any comment on either of the USCCR appointees to the EAC BOA?
Is there any general comment from you or information you feel we need to know?
Lastly, at any point did you reach out to a conservative member of the USCCR to complain about actions being taken by Michael Yaki in his role as the EAC BOA Chair? Specifically in mid-to-late 2020?
Thank you so very much for your time!
Dianne Gallagher
CNN Correspondent

(b) (6)

From: Tina Barton<TBarton@eac.gov>

Sent on: Tuesday, February 8, 2022 4:54:26 PM

To: mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); Kyle Ardoir (b) (6); Joel Watson (b) (6); Clayton Smith (b) (6); Nancy Landry (b) (6); Maggie Toliver (b) (6); Theresa Romero (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone@ (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); Ricky Hatch (b) (6); Alysoun (b) (6); howard (b) (6); tmattice (b) (6); dlogar (b) (6); mwinn (b) (6); jcarroll (b) (6); cleta (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>

CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Bert Benavides (b) (6)

Subject: EAC Announces Appointment of Interim Executive Director

Good morning, Board of Advisors.

Today, the U.S. Election Assistance Commission (EAC) announced the appointment of Mark A. Robbins as Interim Executive Director of the Agency, following the departure of current EAC Executive Director, Mona Harrington. Robbins previously served as General Counsel of the U.S. Office of Personnel Management (OPM) from 2018-2021 and 2001-2006, and as General Counsel of the EAC from 2010-2012. He was nominated by President Barack Obama in 2012 to serve as a member of the U.S. Merit Systems Protection Board (MSPB), to which President Donald Trump designated him Vice Chairman and acting-Chairman in 2018. Robbins will assume the role of EAC Interim Executive Director on February 14, 2022. A link to his full bio is available here.

“Mark brings a wealth of leadership experience to the agency, notably having previously served as EAC General Counsel from 2010-2012. As a distinguished public servant, including serving as a presidential appointee to the MSPB, along with serving in leadership positions at two federal agencies, we are fortunate to have Mark’s commitment to serve this agency,” EAC Chairman Donald Palmer, Vice Chair Thomas Hicks, Commissioner Christy McCormick, and Commissioner Ben Hovland said in a joint statement. “Continuity of this agency’s work and progress is of the utmost imperative, and we, along with the staff of the EAC, look forward to working with Mark to continue ensuring safe, accurate, fair, and accessible elections for the American public.”

“I am thankful to the EAC Commissioners for their faith in selecting me as Interim Executive Director of the agency,” said EAC Interim Executive Director, Mark A. Robbins. “I have dedicated the bulk of my professional life to public service, and it is an honor to return to the EAC in this capacity. I look forward to serving the American public once again and working with the EAC Commissioners and staff during this critical election year.”

A formal search process for a permanent Executive Director, as designated by the Help America Vote Act of 2002, is underway to ensure continuity of operations.

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Clela Mitchell <[REDACTED]>
Sent on: Thursday, January 20, 2022 9:59:01 PM
To: Tina Barton <TBarton@eac.gov>
CC: Donald Palmer <dpalmer@eac.gov>; Christy McCormick <cmccormick@eac.gov>
Subject: RE: National Poll Worker Recruitment Day - January 25th

Tina: I am looking at the click throughs on this project, and the signups ultimately take a person to the Fair Elections Center, which is a left of center organization that has diametrically opposite views about election law than the vast coalition that I work with.

My question is why are our federal tax dollars being spent to promote a leftist group, and do not offer the opportunity for conservatives to also sign up with a group that represents their views? How does it happen that the EAC is promoting one side of these issues, but not both sides? Or better yet, why is the EAC not endorsing EITHER type of group? Why isn't the EAC linking to state election offices so people can sign up with their states or localities? This is quite disappointing and disturbing. I would respectfully request that this be halted until it can be properly constructed.

I will await your response. Thank you. Clela Mitchell

Clela Mitchell, Esq.

Senior Legal Fellow, Election Integrity Network
Conservative Partnership Institute

[REDACTED]
[REDACTED]
www.whoscounting.us

From: Tina Barton <TBarton@eac.gov>
Sent: Thursday, January 20, 2022 6:52 AM
To: mcott [REDACTED]; mwoods [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey-soto [REDACTED]; Iveysoto [REDACTED]; Kyle Ardoin [REDACTED]; Joel Watson [REDACTED]; Clayton Smith [REDACTED]; Nancy Landry <[REDACTED]>; Maggie Toliver [REDACTED]; Theresa Romero [REDACTED]; reynolds [REDACTED]; kingram [REDACTED]; linda.lamone [REDACTED]; Amy Cohen [REDACTED]; nikki.charlson [REDACTED]; Ricky Hatch [REDACTED]; Alyson [REDACTED]; howard [REDACTED]; tmattice [REDACTED]; dlogar [REDACTED]; mwinn [REDACTED]; Neal.kelley [REDACTED]; jcarrol [REDACTED]; Clela Mitchell <[REDACTED]>; mguthrie [REDACTED]; guthrie [REDACTED]; Patrick Cannon (secondary) [REDACTED]; Patrick Cannon [REDACTED]; Bruce Bailey [REDACTED]; Richard Pilger [REDACTED]; Chris Herren [REDACTED]; David Beirne [REDACTED]; stark [REDACTED]; eberke [REDACTED]; Sarah Johnson [REDACTED]; simons [REDACTED]; gregmoore [REDACTED]; norden [REDACTED]; jfogarty [REDACTED]; Don Gray [REDACTED]; james.charles.dickson [REDACTED]; donaldmarkritchie [REDACTED]; Rick Stream [REDACTED]; sschoeller [REDACTED]; Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Bert Benavides [REDACTED]
Cc: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>
Subject: National Poll Worker Recruitment Day - January 25th



In the lead-up to the 2022 midterm elections, and with the nation potentially facing a shortage of election workers, the **U.S. Election Assistance Commission (EAC) has announced that January 25, 2022, will be designated as the second annual National Poll Worker Recruitment Day.** This day of action is meant to assist recruitment efforts in your community and we hope you can participate.

A toolkit with graphics, social media tags and draft content, and other [information is available here](#) and on HelpAmericaVote.gov. We understand many state and local election offices have their own forms and online information for the recruitment of poll workers. Please feel free to use your jurisdiction's direct links instead of helpamericavote.gov as you share information on January 25th.

As an election official you can participate in National Poll Worker Recruitment Day by:

- Sharing information on social media about how to sign up as a poll worker and use the hashtags

#HelpAmericaVote #HelpAmericaVote2022

- Use National Poll Worker Recruitment Day logos or graphics [available here](#) on your website and social media.
- Send a press release to local media sharing your recruitment efforts and how you are participating in National Poll Worker Recruitment Day 2022
- Reach out to organizations and businesses in your community and ask them to share information with their networks on January 25 about the importance of signing up to be a poll worker and how they can sign up.

The EAC wants to make sure the lookup tool on HelpAmericaVote.gov includes updated information for local jurisdictions. Please visit this site to make sure that all the information for your jurisdiction is correct. If you have any updates, please email helpamericavote@eac.gov.

As we get closer to National Poll Worker Recruitment Day, we are looking to highlight exceptional poll worker stories and voices. If you have worked with any stand-out poll workers that you'd like to be featured, please email helpamericavote@eac.gov with their info along with a short blurb about them.

If you have any questions leading up to National Poll Worker Recruitment Day on January 25, please email helpamericavote@eac.gov. Thank you!

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Phillip Olaya<POlaya@eac.gov>

Sent on: Thursday, January 20, 2022 3:19:27 PM

To: Phillip Olaya<POlaya@eac.gov>; Jonathan Peterson (b) (6) >; Ciera Echols (b) (6) >; Thomas Hicks<THicks@eac.gov>; Kristen Muthig<KMuthig@eac.gov>; Irena Vidulovic (b) (6) <Irena Vidulovic (b) (6)>

CC: jeremy.wertz (b) (6)

Subject: Black History Month

Hi Kristen,

I meant to flag this meeting for the BHM event with Commissioner Hicks tomorrow. No need to join if you can't, but I wanted to keep you in the loop. I hope to draft a few questions ahead of tomorrow and will run them by you in case you have additional thoughts.

Thanks!

-----Original Appointment-----

From:

Sent: Thursday, January 13, 2022 2:52 PM

To: Phillip Olaya; Jonathan Peterson; Ciera Echols; Thomas Hicks

Cc: (b) (6)

Subject: Black History Month

When: Friday, January 21, 2022 3:00 PM-4:00 PM America/New_York.

Where: <https://eac-gov.zoom.us/j/81178277481?pwd=TmdWNm4xejBSV0laNHhJTjM1ZXQ5dz09>

Planning Session Agenda

Date TBD

I. Introductions (2 minutes)

II. Review of Panel Format (10 minutes)

A. Opening Remarks and Introductions (Prof. Overton) – 3 to 5 minutes

B. Pre-recorded remarks (AAG Clarke) – 10 to 12 minutes

C. Agency Presentations (5 to 7 minutes each)

1. EAC (Commissioner Hicks)

2. FEC (Commissioner Broussard)

D. Q&A (30 minutes)

III. Discussion (15 minutes)

A. Commissioner Hicks will share ideas for questions to steer the Q&A. Please also prepare some ideas relevant to your work.

B. Schedule pre-recording of BHM panel (ideally prior to the week of Feb. 21 to give our Comms team the time to edit and post the video by Feb. 23).

Phillip Olaya is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://eac-gov.zoom.us/j/81178277481?pwd=TmdWNm4xejBSV0laNHhJTjM1ZXQ5dz09>

Meeting ID: 811 7827 7481

Passcode: (b) (6)

One tap mobile

+13017158592,,81178277481# US (Washington DC) 19292056099,,81178277481#

+US (New York)

Dial by your location

+1 301 715 8592 US (Washington DC)

+1 929 205 6099 US (New York)

+1 312 626 6799 US (Chicago)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

Meeting ID: 811 7827 7481

Find your local number: <https://eac-gov.zoom.us/j/kbG4ujepLZ>



2022 African American Conference on Disabilities Slide Presentation Format

We are requesting all 2022 conference presenters follow the Slide Presentation Format as an accommodation for conference participants.

The following presentation examples show how to design and layout a clean, professional slide presentation in the proper format for the conference.

All slides should include a header, body and a footer. Use **your** organizations designated color scheme and logo.

Adhere to the principles of light on dark or dark on light for background and text.

- All slide backgrounds must be **WHITE**. No gradient or graphic backgrounds are allowed.
- Use bold, primary colors. **NO PASTELS**, they are hard to see when using a projector.

Font should be clean and large enough to read for the type of presentation (projector or computer).

- For main text information, **font size minimum should be 28.**
- For footers and footnotes, **font size minimum should be 14.**
- Preferred Font Type to Use: **Arial.**



2022 African American Conference on Disabilities Slide Presentation Format

Less information on each slide is better. Use more slides to cover more information.

Keep the presentation 'clean' and not cluttered.

Use photos and graphics sparingly or to help emphasize a point. They shouldn't dominate the information on the slide, just complement it.

If using charts, graphics, or pictures, try to simplify and use the minimum amount of information needed to convey your message.

If using charts, graphics or pictures, provide a verbal description during your presentation.

If you have any questions, please contact:

Renaldo Fowler, Senior Staff Advocate
African American Conference on Disabilities, Co-Founder
Arizona Center for Disability Law
602-274-6287, ext. 215
rfowler@azdisabilitylaw.org

EXAMPLE 1

Title Slide Example

Making the Case for Workplace Reasonable Accommodations

Arizona Center for Disability Law (ACDL)

Text Information Example with Graphic

EXAMPLE 2

- Changes in the workplace, or the way job duties are customarily performed, that provide an equal employment opportunity to an individual with a disability
- Implemented when an applicant or employee requests an adjustment or change at work for a reason related to a medical impairment
- ❖ **Presenter: when using graphics, charts or pictures, provide a verbal description during your presentation**

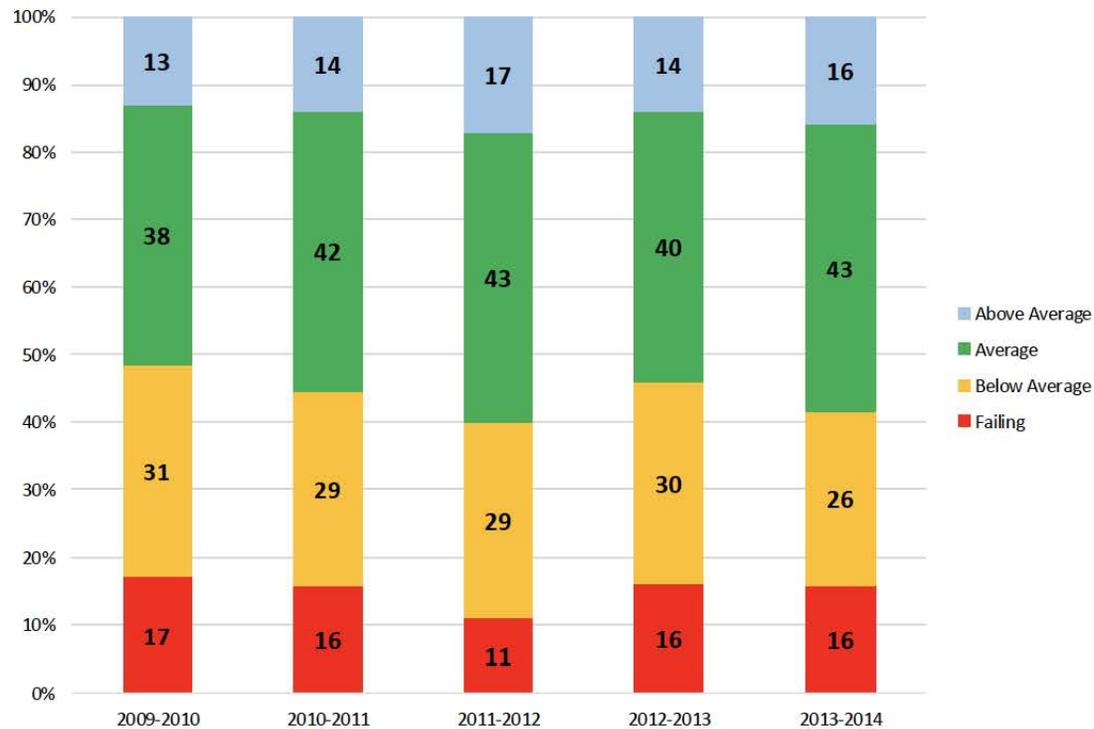


Presenter: when using graphics, charts or pictures, provide a verbal description during your presentation.

EXAMPLE 3

CHART EXAMPLE

Black Student % Proficiency Grade 3 Math
AIMS 2009-2014



Slide 3



Hello Conference Presenters,

Happy New Year! I want to thank you all for taking time out of your busy schedules to provide your expertise and knowledge at the upcoming 2022 African American Conference on Disabilities (AACD).

As the conference date rapidly approaches, I would like to provide you with some additional information to assist you with your conference presentation:

- The conference sessions are on **Mountain Standard Time (MST)**, local Phoenix, Arizona.
- Please make sure you register for your session as so as possible or any other sessions you plan to attend at the following link: <https://mailchi.mp/azdisabilitylaw.org/aacd-2022-virtual-19532745>
- Please note the date and time of your session(s).
- Please log in **30 minutes prior** to your presentation, this allow you an opportunity to ask any questions and address any technical issues.

As for the PowerPoint (PP) presentations, please follow the instructions below:

- PowerPoint presentations are **due** by January 11, 2022
- Use the attached template as a guide to ensure PP accessibility.
- If time permits, the Tech Team may return PP to speaker to correct deficiencies to ensure accessibility.
- The Tech Team will review PP for accessibility and exercise editorial privileges to ensure accessibility.
- If using graphics or pictures in your PP, a verbal description must be provided during your presentation.

Workshop Interaction

- Will you conduct polling? Yes No
- Will you be showing videos? (Close Caption and ASL is preferred) Yes No
- Will you be navigating through websites? Yes No

If you have any questions regarding your presentation, please don't hesitate to contact me via telephone or email.

Please send presenter's information and PowerPoint to: Renaldo Fowler (b) (6)

Thank you,
Renaldo Fowler, Senior Staff Advocate
AACD Conference Co-Founder

(b) (6)

5025 East Washington Street, Suite 202
Phoenix, Arizona 85034-7437
(602) 274-6287 (Voice) – (602) 274-6779 (Fax)

177 North Church Avenue, Suite 800
Tucson, Arizona 85701-1119
(520) 327-9547 (Voice) – (520) 884-0992 (Fax)

www.azdisabilitylaw.org

From: Phillip Olaya<POlaya@eac.gov>
Sent on: Thursday, January 6, 2022 8:20:31 PM
To: Phillip Olaya<POlaya@eac.gov>; Thomas Hicks<THicks@eac.gov>; Ben Jackson<(b) (6)>; Adegbile, Debo<(b) (6)>; Irena Vidulovic<(b) (6)>; Irena Vidulovic<(b) (6)>; Irena Vidulovic<(b) (6)>; Irena Vidulovic<(b) (6)>
Subject: Planning Call re African American Conference on Disabilities
Attachments: 2022 Conference Presenters and PowerPoint 2022 Final.docx (107.5 KB), 1.4.2022Final PowerPoint Slide Design Example 2022.pptx (311.2 KB)

Good afternoon,

On behalf of Vice Chair Hicks, I'm sending this invite to block off the time on our calendars. The agenda below covers 30 minutes, though I've reserved extra time in case we run over. I've also attached guidance from the conference organizers about presentation format. To be sure, the EAC is happy to coordinate any slide decks you may be using, but we are sharing the guidance for your awareness.

Thanks again for agreeing to be part of this panel. We very much look forward to working with you.

Planning Session Agenda

January 19, 2022

I. Introductions

II. Review of Panel Format (15 minutes)

A. Opening Remarks and Introductions (Commissioner Hicks)

B. Agency Presentations (up to 15-minutes each)

1. EAC (Ben Jackson, Senior Subject Matter Expert)

2. Access Board (Dr. Sachin Pavithran)

3. USCCR (Commissioner Debo Adegbile)

C. Q&A (45 minutes): Commissioner Hicks will have some questions we will share during the planning session, but we also ask panelists to please develop and share a few questions specific to your agency or that can add to the information in your presentation.

III. Slide Deck Requirements and Coordination (5 minutes)

IV. Discussion (10 minutes)

Phillip Olaya is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://eac-gov.zoom.us/j/89849556729?pwd=MnUORHoyTW5zdVh6MTJvUEdKaFNNZz09>

Meeting ID: 898 4955 6729

Passcode: (b) (6)

One tap mobile

+13017158592,,89849556729# US (Washington DC) 19292056099,,89849556729#

+US (New York)

Dial by your location

+1 301 715 8592 US (Washington DC)

+1 929 205 6099 US (New York)

+1 312 626 6799 US (Chicago)

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

Meeting ID: 898 4955 6729

Find your local number: <https://eac-gov.zoom.us/u/kybLrYrYP>

From: Cleta Mitchell <(b) (6)>
Sent on: Thursday, January 20, 2022 9:59:01 PM
To: Tina Barton <TBarton@eac.gov>
CC: Donald Palmer <dpalmer@eac.gov>; Christy McCormick <cmccormick@eac.gov>
Subject: RE: National Poll Worker Recruitment Day - January 25th

Tina: I am looking at the click throughs on this project, and the signups ultimately take a person to the Fair Elections Center, which is a left of center organization that has diametrically opposite views about election law than the vast coalition that I work with.

My question is why are our federal tax dollars being spent to promote a leftist group, and do not offer the opportunity for conservatives to also sign up with a group that represents their views? How does it happen that the EAC is promoting one side of these issues, but not both sides? Or better yet, why is the EAC not endorsing EITHER type of group? Why isn't the EAC linking to state election offices so people can sign up with their states or localities? This is quite disappointing and disturbing. I would respectfully request that this be halted until it can be properly constructed.

I will await your response. Thank you. Cleta Mitchell

Cleta Mitchell, Esq.

Senior Legal Fellow, Election Integrity Network
Conservative Partnership Institute

(b) (6)
(202) 431-1950

www.whoscounting.us

From: Tina Barton <TBarton@eac.gov>
Sent: Thursday, January 20, 2022 6:52 AM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); Kyle Ardoin (b) (6); Joel Watson (b) (6); Clayton Smith (b) (6); Nancy Landry (b) (6); Maggie Toliver (b) (6); Theresa Romero (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); Ricky Hatch (b) (6); Alysoun (b) (6); howard (b) (6); tmattice (b) (6); dlogar (b) (6); mwinn (b) (6); Neal.kelley (b) (6); jcarrol (b) (6); Cleta Mitchell <(b) (6)>; mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); eberke (b) (6); David Beirne (b) (6); stark (b) (6); Sarah Johnson (b) (6); simons (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Bert Benavides <(b) (6)>
Cc: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>
Subject: National Poll Worker Recruitment Day - January 25th



In the lead-up to the 2022 midterm elections, and with the nation potentially facing a shortage of election workers, the U.S. Election Assistance Commission (EAC) has announced that **January 25, 2022, will be designated as the second annual National Poll Worker Recruitment Day.** This day of action is meant to assist recruitment efforts in your community and we hope you can participate.

A toolkit with graphics, social media tags and draft content, and other [information is available here](#) and on HelpAmericaVote.gov. We understand many state and local election offices have their own forms and online information for the recruitment of poll workers. Please feel free to use your jurisdiction's direct links instead of helpamericavote.gov as you share information on January 25th.

As an election official you can participate in National Poll Worker Recruitment Day by:

- Sharing information on social media about how to sign up as a poll worker and use the hashtags

#HelpAmericaVote #HelpAmericaVote2022

- Use National Poll Worker Recruitment Day logos or graphics [available here](#) on your website and social media.
- Send a press release to local media sharing your recruitment efforts and how you are participating in National Poll Worker Recruitment Day 2022
- Reach out to organizations and businesses in your community and ask them to share information with their networks on January 25 about the importance of signing up to be a poll worker and how they can sign up.

The EAC wants to make sure the lookup tool on [HelpAmericaVote.gov](https://www.HelpAmericaVote.gov) includes updated information for local jurisdictions. Please visit this site to make sure that all the information for your jurisdiction is correct. If you have any updates, please email helpamericavote@eac.gov.

As we get closer to National Poll Worker Recruitment Day, we are looking to highlight exceptional poll worker stories and voices. If you have worked with any stand-out poll workers that you'd like to be featured, please email helpamericavote@eac.gov with their info along with a short blurb about them.

If you have any questions leading up to National Poll Worker Recruitment Day on January 25, please email helpamericavote@eac.gov. Thank you!

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Tina Barton<TBarton@eac.gov>

Sent on: Tuesday, January 18, 2022 8:34:53 PM

To: mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); Kyle Ardoin (b) (6); Joel Watson (b) (6); Clayton Smith (b) (6); Nancy Landry (b) (6); Maggie Toliver (b) (6); Theresa Romero (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); Ricky Hatch (b) (6); Alysoun (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); jcarroll (b) (6); cleta (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beime (b) (6); stark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6)

CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>

Subject: 2021 National Clearinghouse Award Submission Period

Good afternoon, Board of Advisors.

The 2021 National Clearinghouse Award submission period is now officially open! We encourage you to retweet or share the EAC posts on social media regarding the Clearies as the EAC promotes this over the next month. [EAC Twitter](#). [EAC Facebook](#).

Also, today is the last day to submit an interest in being a judge for the Clearies. If you are interested in serving as a judge for the awards, please [fill out this interest form](#) by January 18th. If you are not selected as a judge for this year, we will keep your name on the list for the future.

Respectfully,

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Tina Barton<TBarton@eac.gov>

Sent on: Wednesday, January 5, 2022 2:37:01 PM

To: mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); Kyle Ardoin (b) (6); Joel Watson (b) (6); Clayton Smith (b) (6); Nancy Landry (b) (6); Maggie Toliver (b) (6); Theresa Romero (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); Ricky Hatch (b) (6); Alysoun (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); jcarroll (b) (6); cleta (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beime (b) (6); stark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6)

CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>

Subject: Clearie Judge Interest Form

Happy New Year, EAC Board of Advisors.

We are excited to let you know that the EAC will be opening the Clearie Award submission period soon. The team of judges will include EAC commissioners and Advisory Board members. If you are interested in serving as a judge for the awards, please [fill out this quick contact form](#) by **January 18th**. If you are not selected as a judge for this year, we will keep your name on the list for the future. Below are the expectations for judges:

•Timeline

○ You will be given at least four weeks to review and score all the entries you have been assigned.

•Scoring

○ We will provide in-depth instructions on the criteria for scoring. All scores will be returned to us via an electronic form.

•Number of Submissions

○ You will review and score around 15 submissions.

☑ We will identify which category or categories you will judge after receiving the submissions and we can see the breakdown of the number of submissions for each category.

•Rules and Restrictions

◦A person may not judge a category in which they have submitted for an award that same year.

We look forward to hearing from election officials all over the country about their innovative products and practices. Thank you for considering being a part of the panel of judges. If you have any questions about the Clearie process or the interest form, please contact the Clearie Award team at atclearinghouse@eac.gov.

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Tina Barton<TBarton@eac.gov>
Sent on: Friday, December 10, 2021 7:34:27 PM
To: mcott^{(b) (6)}; mwoods^{(b) (6)}; Kevin.Bratcher^{(b) (6)}; daniel.ivey-soto@^{(b) (6)}; Iveysoto^{(b) (6)}; Kyle Ardoir^{(b) (6)}; Joel Watson<^{(b) (6)}; Clayton Smith^{(b) (6)}; Nancy Landry<^{(b) (6)}>; Maggie Toliver<^{(b) (6)}>; Theresa Romero^{(b) (6)}; reynolds^{(b) (6)}; kingram^{(b) (6)}; linda.lamone^{(b) (6)}; Amy Cohen^{(b) (6)}; nikki.charlson^{(b) (6)}; Ricky Hatch<^{(b) (6)}>; Alysoun<^{(b) (6)}>; howard^{(b) (6)}; tmattice^{(b) (6)}; dlogar^{(b) (6)}; mwinn^{(b) (6)}; Neal.kelley^{(b) (6)}; jcarroll^{(b) (6)}; cleta^{(b) (6)}; mguthrie^{(b) (6)}; guthrie^{(b) (6)}; Patrick Cannon (secondary)<^{(b) (6)}>; Patrick Cannon^{(b) (6)}>; Bruce Bailey^{(b) (6)}; Richard Pilger^{(b) (6)}; Chris Herren^{(b) (6)}; David Beime^{(b) (6)}; stark^{(b) (6)}; eberke^{(b) (6)}; Sarah Johnson^{(b) (6)}; simons^{(b) (6)}; gregmoore^{(b) (6)}; norden^{(b) (6)}; ifogarty^{(b) (6)}; Don Gray<^{(b) (6)}>; james.charles.dickson^{(b) (6)}; donaldmarkritchie^{(b) (6)}; Rick Stream<^{(b) (6)}>; sschoeller^{(b) (6)}; Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides^{(b) (6)}>
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>
Subject: BOA Additional Update to the Email List
Attachments: BOA - 2021 Roster, Emails Only, Rev. 12-10-21.doc (168.5 KB)

Good afternoon, Board of Advisors.

An additional revision to the roster list of emails has been made; one of Dr. Philip Stark's email accounts was removed. The full roster with information did not need to be revised.

Respectfully,

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Tina Barton<TBarton@eac.gov>
Sent on: Friday, December 10, 2021 1:31:57 PM
To: Kevin Rayburn<KRayburn@eac.gov>; Christy McCormick<cmccormick@eac.gov>
CC: Mona Harrington<mharrington@eac.gov>
Subject: RE: USCCR - 2nd Appointment to Board of Advisors

Thank you, Kevin.
I'll get the documents updated, and the email sent out this morning.

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Kevin Rayburn <KRayburn@eac.gov>
Sent: Thursday, December 9, 2021 10:18 PM
To: Tina Barton <TBarton@eac.gov>; Christy McCormick <cmccormick@eac.gov>
Cc: Mona Harrington <mharrington@eac.gov>
Subject: RE: USCCR - 2nd Appointment to Board of Advisors

I saw the same thing at first Tina too. Click "highlight existing fields" button and the information will show. It's an adobe thing.



Kevin Rayburn | General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Tina Barton <TBarton@eac.gov>
Sent: Thursday, December 9, 2021 6:19 PM
To: Kevin Rayburn <KRayburn@eac.gov>; Christy McCormick <cmccormick@eac.gov>
Cc: Mona Harrington <mharrington@eac.gov>
Subject: RE: USCCR - 2nd Appointment to Board of Advisors
Hi, Kevin.

When I open this document, it is blank except for the signatures at the bottom. I want to be sure that the document you received is complete.

Please advise.

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Kevin Rayburn <KRayburn@eac.gov>
Sent: Wednesday, December 8, 2021 11:16 AM
To: Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>
Cc: Mona Harrington <mharrington@eac.gov>
Subject: USCCR - 2nd Appointment to Board of Advisors

Good Morning,

The U.S. Commission on Civil Rights has submitted their second appointment to the Board of Advisors: Law Professor Jenny E. Carroll. Prof. Carroll also serves as chairperson on the Alabama State Advisory Committee to the U.S. Commission on Civil Rights.

Sincerely,

Kevin Rayburn | General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

NATIONAL GOVERNORS ASSOCIATION (2 appointments)	
<p>Mary Catherine Ott Legislative Director 444 North Capitol St. NW Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Michelle Woods Program Director, Homeland Security National Governor's Association 444 N. Capitol St., NW, Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL CONFERENCE OF STATE LEGISLATURES (2 appointments)	
<p>Representative Kevin O. Bratcher KY House of Representatives State Capitol, Rm. 357-E Frankfort KY 40801</p> <p>(b) (6)</p> <p>Appointed: 04-01-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Senator Daniel Ivey-Soto New Mexico State Legislature 1420 Carlisle Blvd., NE, Suite 208 Albuquerque NM 87110</p> <p>(b) (6)</p> <p>Appointed: 05-03-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF SECRETARIES OF STATE (2 appointments)	
<p>The Honorable Kyle Ardoin LA Secretary of State, and NASS President P. O. Box 94125 Baton Rouge, LA 70804-9125</p> <p>(b) (6)</p> <p>(b) (6)</p> <p>(b) (6)</p> <p>(b) (6)</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 9-10-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>The Honorable Maggie Toulouse-Oliver NM Secretary of State, and NASS Immediate Past President New Mexico Capitol Annex North 325 Don Gaspar, Suite 300 Santa Fe, NM 87501</p> <p>(b) (6)</p> <p>(b) (6)</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 09-10-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>

NATIONAL ASSOCIATION OF STATE ELECTION DIRECTORS (2 appointments)	
<p>Keith Ingram Director, Elections Division Texas Secretary of State P.O. Box 12060 Austin, TX 78711</p> <p>(b) (6)</p> <p>Amy Cohen, NASED Executive Director (b) (6)</p> <p>Appointed: 03-04-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Linda H. Lamone Administrator of Elections Maryland State Board of Elections 151 West Street, Suite 200 P.O. Box 6486 Annapolis, MD 21401-0486</p> <p>(b) (6)</p> <p>Amy Cohen, NASED Executive Director (b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF COUNTIES (2 appointments)	
<p>Ricky Hatch Weber County Clerk/Auditor 2380 Washington Blvd., Suite 320 Ogden UT 84401</p> <p>(b) (6)</p> <p>Appointed: 12-15-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Alysoun McLaughlin Deputy Election Director Montgomery County 18753 N. Frederick Ave. Ste. 210 Gaithersburg MD 20879</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
UNITED STATES CONFERENCE OF MAYORS (2 appointments)	
<p>VACANT</p> <p>Appointed: Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Elizabeth (Liz) Howard Counsel, Brennan Center for Justice 920 I St NW #507 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 06-30-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>

THE ELECTION CENTER (2 appointments)	
<p>Tim Mattice Executive Director The Election Center 21946 Royal Montreal Katy, TX 77450</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Dean Logan Registrar-Recorder/County Clerk, Los Angeles County 12400 Imperial Highway Norwalk CA 90650</p> <p>(b) (6)</p> <p>Appointed: 07-09-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
INTERNATIONAL ASSOCIATION OF GOVERNMENT OFFICIALS (2 appointments)	
<p>Michael B. Winn Harris County Director of Elections 1001 Preston, 4th floor. Houston, TX 77002</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Neal Kelley Registrar of Voters, Orange County P.O. Box 11298 Santa Ana, CA 92711</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
UNITED STATES COMMISSION ON CIVIL RIGHTS (2 appointments)	
<p>Cleta Mitchell Senior Legal Fellow Conservative Partnership Institute 300 Independence Ave., SE Washington DC 20003</p> <p>(b) (6)</p> <p>Appointed: 11-03-21 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Jenny E. Carroll Wiggins, Child, Quinn, & Pantazis Professor of Law, University of Alabama School of Law 101 Paul W. Bryant Dr. Tuscaloosa, AL 35401</p> <p>(b) (6)</p> <p>Appointed: 11-29-21 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

ARCHITECTURAL AND TRANSPORTATION BARRIER COMPLIANCE BOARD (2 appointments)	
<p>Marc Guthrie Public Member, U.S. Access Board 4455 Hunts Landing Rd, Mallory Square 16-B Hebron OH 43025</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Patrick D. Cannon Public Board Member 2700 Marfitt Road, #307 East Lansing, MI 48823</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 12-20-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
CHIEF, OFFICE OF PUBLIC INTEGRITY, UNITED STATES DEPARTMENT OF JUSTICE (1 appointment)	CHIEF, VOTING SECTION CIVIL RIGHTS DIVISION U.S. DEPARTMENT OF JUSTICE (1 appointment)
<p>Richard C. Pilger Senior Trial Attorney, Criminal Division U. S. Department of Justice 1400 New York Avenue NW Room 12100 Washington, DC 20530</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Chris Herren, Chief, Voting Section Civil Rights Division U. S. Department of Justice 1800 G Street, NW Room 7264-NWB Washington, DC 20006</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
DIRECTOR, FEDERAL VOTING ASSISTANCE PROGRAM U.S. DEPARTMENT OF DEFENSE (1 appointment)	
<p>David Beirne, Director Federal Voting Assistance Program, U.S. Dept. of Defense 4800 Mark Center Dr., Ste. 03J25-02 Alexandria, VA 22350-5000</p> <p>(b) (6)</p> <p>Appointed: 01-01-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	

2021 EAC Board of Advisors with Affiliation Contact and Information

Revised 11-15-21

SPEAKER OF THE HOUSE (1 appointment)	HOUSE MINORITY LEADER (1 appointment)
<p>Philip B. Stark Associate Dean, Mathematical & Physical Sciences and Professor of Statistics University of California - Berkeley 1157 Cragmont Avenue Berkeley CA 94708</p> <p>(b) (6)</p> <p>Appointed: 09-20-16 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Elliot Berke Managing Partner Berke Farah LLP 701 8th St, NW Suite 601 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 12-10-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE MAJORITY LEADER (1 appointment)	SENATE MINORITY LEADER (1 appointment)
<p>Sarah Ball Johnson City Clerk, Colorado Springs CO 30 S. Nevada Ave., Ste. 101 Colorado Springs CO 80903</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Barbara Simons, PhD Association for Computing Machinery 301 Mission Street, Unit 45D San Francisco, CA 94105</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
HOUSE ADMINISTRATION – CHAIR (2 appointments)	
<p>Gregory T. Moore President, GTM Consulting Services, LLC 14319 Gov. Lee Pl Upper Marlboro MD 20771</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Lawrence Norden Deputy Director, Brennan Center for Justice Democracy Program 120 Broadway, Suite 1750 New York, NY 10271</p> <p>(b) (6)</p> <p>Appointed: 04-22-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

HOUSE ADMINISTRATION – RANKING MEMBER (2 appointments)	
<p>John G. Fogarty Senior Counsel 130 E. Randolph St., Ste 3900 Chicago IL 60601</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Don Gray County Clerk 200 South Ninth St. Springfield IL 62701</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – RANKING MEMBER (2 appointments)	
<p>James C. Dickson Co-Chair, Voting Rights Task Force National Council on Independent Living 4429 Colorado Avenue NW Washington, DC 20011</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Mark Ritchie President MN World's Fair Bid Committee 1813 Girard Avenue South Minneapolis MN</p> <p>(b) (6)</p> <p>Appointed: 05-08-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – CHAIR (2 appointments)	
<p>Rick Stream Republican Director of Elections St. Louis County, MO 725 Northwest Plaza Drive St. Ann, MO 63074</p> <p>(b) (6)</p> <p>Appointed: 03-17-21 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Shane Schoeller Greene County Clerk 940 N. Boonville Avenue – Room 113 Springfield MO 65802</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

Designated Federal Officer (DFO) Alternate Designated Federal Officer (ADFO) EAC Staff Point of Contact	
Commissioner Christy McCormick Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 cmccormick@eac.gov	Tina Barton Alternate Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 tbarton@eac.gov

NOTE: The appointment expiration date is tied to the BOA charter renewal date. Currently there are 34 Board of Advisor Members, and 1 vacancy

EAC Staff Point of Contact:

Ms. Bert A. Benavides
633 3rd Street NW, Suite 200
Washington DC 20001

(b) (6)

[Redacted]

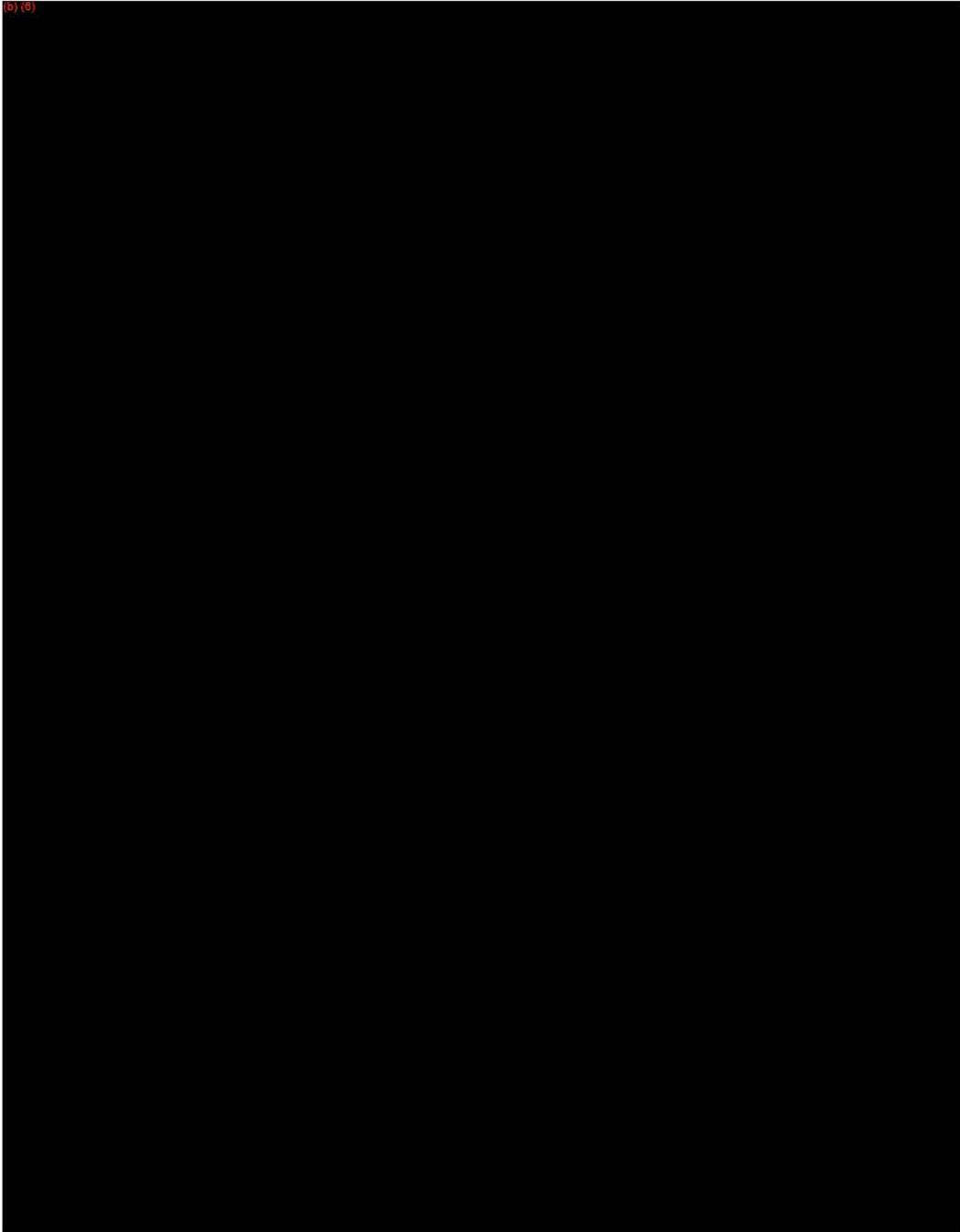


U.S. Election Assistance Commission

**U.S. Election Assistance Commission
Board of Advisors
Revised 11-15-21**

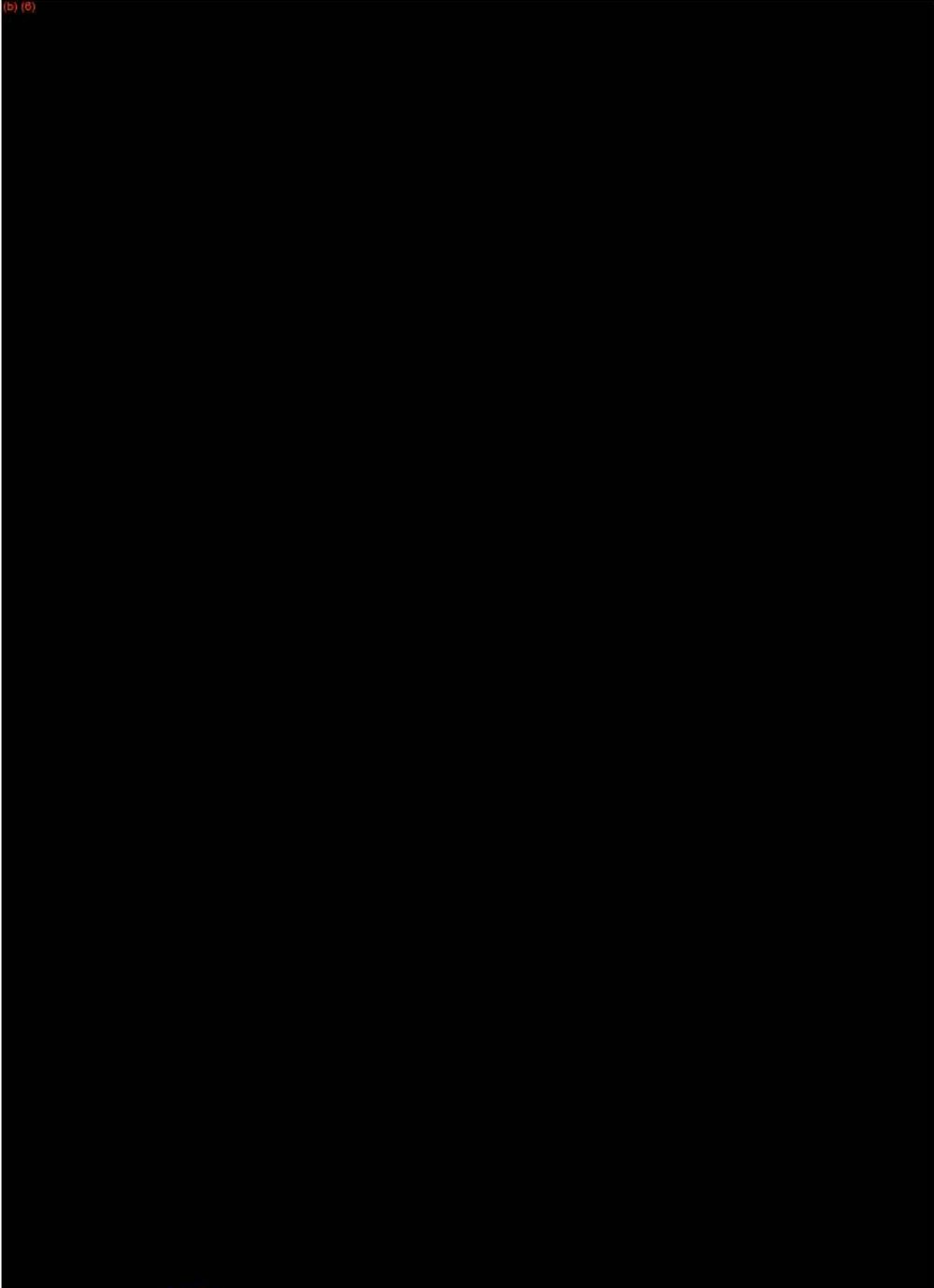
BOA member group E-mail list (incl assts) – listed in order of roster organizations:

(b) (6)



Revised 11-15-21

(b) (6)



cmccormick@eac.gov

tbarton@eac.gov

thermann@eac.gov

(b) (6)

Revised 11-15-21

From: Tina Barton<TBarton@eac.gov>
Sent on: Friday, December 10, 2021 6:33:06 PM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto@ (b) (6); Iveysoto (b) (6); Kyle Ardoir (b) (6); Joel Watson (b) (6); Clayton Smith (b) (6); Nancy Landry (b) (6); Maggie Toliver (b) (6); Theresa Romero (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); Ricky Hatch (b) (6); Alysoun (b) (6); howard (b) (6); tmattice (b) (6); dlogar (b) (6); mwinn (b) (6); Neal.kelley (b) (6); jcarroll (b) (6); cleta (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); Bailey (b) (6); Patrick Cannon (b) (6); Bruce Herren (b) (6); Richard Pilger (b) (6); Chris stark (b) (6); pbstark (b) (6); eberke@ (b) (6); Sarah Johnson (b) (6); simons (b) (6); gregmoore (b) (6); norden (b) (6); ifogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6)
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>
Subject: EAC BOA - New USCCR Appointment
Attachments: BOA - 2021 Roster Contact Info with Emails, Rev. 12-10-21.doc (105.5 KB), BOA - 2021 Roster, Emails Only, Rev. 12-10-21.doc (169 KB)

Good afternoon, Board of Advisors.

On behalf of Commissioner Christy McCormick (BOA Designated Federal Officer), attached are two lists revised on 12-10-21 for the Board of Advisors: roster contact information with emails and a group email list. The 12-10-21 revision reflects the United States Commission on Civil Rights appointment of Jenny E. Carroll of Wiggins, Child, Quinn, & Pantazis and Professor of Law at the University of Alabama School of Law effective 11-29-21 to the EAC Board of Advisors.

Respectfully,

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Condos, Jim ^{(b) (6)}
Sent on: Wednesday, December 8, 2021 3:25:18 PM
To: Thomas Hicks<thicks@eac.gov>; Benjamin Hovland<bhovland@eac.gov>
Subject: FW: Documented | Exclusive: Documented Obtains Recording of 3 Hour Long...

Christy McCormick answering questions at an ALEC meeting to a who's who of stop the steal - J. Christian Adams, Hans von Spatovsky, Trent England, Clela Mitchell --- OMG this is outrageous.

<https://protect2.fireeye.com/v1/url?k=78bf776f-27244e67-78ba6303-86e696e30194-9d0cbf7c336ad014&q=1&e=4856898f-1195-440b-8bbf-ea5e46af8ba9&u=https%3A%2F%2Fdocumented.net%2Finvestigations%2Fexclusive-documented-obtains-recording-of-3-hour-long-voter-suppression-strategy-session-hosted-by-alec>

From: Phillip Olaya<POlaya@eac.gov>
Sent on: Monday, November 22, 2021 2:59:47 PM
To: Thomas Hicks<thicks@eac.gov>
CC: Benjamin Hovland<bhovland@eac.gov>
Subject: Huseman

<https://www.votebeat.org/2021/11/19/22792170/cleta-mitchell-eac-advisory-board-j-christian-adams-commission-civil-rights>

From: Mona Harrington<mharrington@eac.gov>
Sent on: Wednesday, November 17, 2021 6:16:46 PM
To: EAC Commissioners<EAC_Commissioners@eac.gov>
CC: Kevin Rayburn<KRayburn@eac.gov>
Subject: Fwd: Comment request - deadline 5pm

Fyi
Begin forwarded message:

From: Jessica Huseman [REDACTED]
Date: November 17, 2021 at 12:58:49 PM EST
To: Mona Harrington <mharrington@eac.gov>, Kristen Muthig <kmuthig@eac.gov>
Subject: Comment request - deadline 5pm

Mona and Kristen-

See below for a few questions about Clela Mitchell's nomination. My deadline is 5pm, story will run first thing tomorrow.

1. When was the EAC first made aware of Mitchell's appointment? At what point were the commissioners informed? If there is a gap between the initial notification and the commissioners being informed, please explain it.
2. Please explain the role of the BOA. How many times a year do they meet, and what authority - if any - do members have over the EAC and its function?
3. Do any of the EAC commissioners have concerns about Ms. Mitchell's qualifications or her history of work denigrating local elections officials and the results of the 2020 elections?
Please note that I will mention the commissioners who choose not to go on the record by name. Please put this question to the commissioners, and let them know that if they cannot comment with clarity and urgency on Clela Mitchell and the impact she may have on this agency's credibility that is — in my opinion — flatly a dereliction of duty given the EAC's mission. That is how I'll frame it in the piece, and I'm telling you this for full transparency.

Thank you,

--

Warmly,

Jessica Huseman
Editorial Director, Votebeat
Cell/Signal: [REDACTED]
@JessicaHuseman

From: Thomas Hicks<thicks@eac.gov>
Sent on: Tuesday, November 16, 2021 1:58:31 AM
To: jim.condos@vermont.gov
CC: Benjamin Hovland<bhovland@eac.gov>
Subject: Re: Really??? Clela Mitchell serving on BoA

Jim—

We just tried to call you—I don't know how USCCR picked their appointments to the board.

Thomas Hicks
Vice-Chairman
U.S. Election Assistance Commission
633 3rd St. NW, Suite 200
Washington, DC 20001
Phone: (b) (6)
Email: thicks@eac.gov
Twitter: @redblue2024
Website: www.eac.gov

On Nov 15, 2021, at 6:47 PM, Condos, Jim <Jim.Condos@vermont.gov> wrote:

Guys
The only thing I can say is... WTF?
How did she receive the appointment from USCCR?
Were people asleep when voting?
This is truly outrageous!
Clela Mitchell was assisting Trump in his Stop the Steal and Voting Fraud claims.
I am just about ready to contact my Congressional delegation to not support add'l funding for EAC and to maybe even reduce it - this appointment is real scary!!!

Jim Condos

Secretary of State
State of Vermont

Please note that my email address has changed to: jim.condos@vermont.gov.

P: 8 (b) (6)
sos.vermont.gov
[Facebook](#) | [Twitter](#)
128 State Street
Montpelier, VT 05633

Notice: By Vermont's public records law, emails (and other documents) acquired/created by a government agency are considered public records and subject to disclosure, unless specifically excluded by the Public Records Act.

From: Bert Benavides (b) (6)
Sent on: Monday, November 15, 2021 5:28:22 PM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto@ (b) (6); Iveysoto (b) (6); kyle.ardoin (b) (6); Joel Watson (b) (6); Clayton Smith (b) (6); Nancy Landry (b) (6); Maggie Toliver (b) (6); Theresa Romero (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone@ (b) (6); acohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun.Mclaughlin (b) (6); howard (b) (6); tmattice (b) (6); Dlogan (b) (6); mwinn (b) (6); neal.kelley (b) (6); cleta (b) (6); /o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8b661c65df01403dbc343da299cf1376-mguthrie (b) (6); guthrie (b) (6); pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6); chris.herren (b) (6); david.e.beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah.Johnson (b) (6); simons (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); don.gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); Rick Stream</o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a96b3a99dae64b7fb463fb6a6db19024-Rick Stream>; sschoelle (b) (6); Christy McCormick<CMcCormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; bbenavides (b) (6)
CC: Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<ajoiner@eac.gov>; Robin Sargent<rsargent@eac.gov>
BCC: Bert Benavides<bbenavides@eac.gov>
Subject: EAC Bd. of Advisors - New USCCR appointment
Attachments: BOA - 2021 Roster Contact Info with Emails, Rev. 11-15-21.doc (104.5 KB), BOA - 2021 Roster, Emails Only, Rev. 11-15-21.doc (168 KB)

Good afternoon, all. On behalf of Commissioner/Designated Federal Officer (DFO) Christy McCormick and Alternate DFO Tina Barton, attached are two lists revised on 11-15-21 for the Board of Advisors. The first attachment is the **Roster with Affiliation and Contact information**, and the second attachment is a **Group Email List**. The 11-15-21 Revision reflects the appointment of Cleta Mitchell, Senior Legal Fellow, Conservative Partnership Institute, effective 11-03-21, to the United States Commission on Civil Rights.

Let me know if you have any questions. Thank you.

Ms. Bert Benavides

(b) (6)

NATIONAL GOVERNORS ASSOCIATION (2 appointments)	
<p>Mary Catherine Ott Legislative Director 444 North Capitol St. NW Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Michelle Woods Program Director, Homeland Security National Governor's Association 444 N. Capitol St., NW, Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL CONFERENCE OF STATE LEGISLATURES (2 appointments)	
<p>Representative Kevin O. Bratcher KY House of Representatives State Capitol, Rm. 357-E Frankfort KY 40801</p> <p>(b) (6)</p> <p>Appointed: 04-01-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Senator Daniel Ivey-Soto New Mexico State Legislature 1420 Carlisle Blvd., NE, Suite 208 Albuquerque NM 87110</p> <p>(b) (6)</p> <p>Appointed: 05-03-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF SECRETARIES OF STATE (2 appointments)	
<p>The Honorable Kyle Ardoin LA Secretary of State, and NASS President P. O. Box 94125 Baton Rouge, LA 70804-9125</p> <p>(b) (6)</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 9-10-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>The Honorable Maggie Toulouse-Oliver NM Secretary of State, and NASS Immediate Past President New Mexico Capitol Annex North 325 Don Gaspar, Suite 300 Santa Fe, NM 87501</p> <p>(b) (6)</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 09-10-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>

NATIONAL ASSOCIATION OF STATE ELECTION DIRECTORS (2 appointments)	
<p>Keith Ingram Director, Elections Division Texas Secretary of State P.O. Box 12060 Austin, TX 78711</p> <p>(b) (6)</p> <p>Amy Cohen, NASED Executive Director acohen@nased.org</p> <p>Appointed: 03-04-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Linda H. Lamone Administrator of Elections Maryland State Board of Elections 151 West Street, Suite 200 P.O. Box 6486 Annapolis, MD 21401-0486</p> <p>(b) (6)</p> <p>Amy Cohen, NASED Executive Director acohen@nased.org</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF COUNTIES (2 appointments)	
<p>Ricky Hatch Weber County Clerk/Auditor 2380 Washington Blvd., Suite 320 Ogden UT 84401</p> <p>(b) (6)</p> <p>Appointed: 12-15-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Alysoun McLaughlin Deputy Election Director Montgomery County 18753 N. Frederick Ave. Ste. 210 Gaithersburg MD 20879</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
UNITED STATES CONFERENCE OF MAYORS (2 appointments)	
<p>VACANT</p> <p>Appointed: Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Elizabeth (Liz) Howard Counsel, Brennan Center for Justice 920 I St NW #507 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 06-30-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>

THE ELECTION CENTER (2 appointments)	
<p>Tim Mattice Executive Director The Election Center 21946 Royal Montreal Katy, TX 77450</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Dean Logan Registrar-Recorder/County Clerk, Los Angeles County 12400 Imperial Highway Norwalk CA 90650</p> <p>(b) (6)</p> <p>Appointed: 07-09-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
INTERNATIONAL ASSOCIATION OF GOVERNMENT OFFICIALS (2 appointments)	
<p>Michael B. Winn Harris County Director of Elections 1001 Preston, 4th floor. Houston, TX 77002</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Neal Kelley Registrar of Voters, Orange County P.O. Box 11298 Santa Ana, CA 92711</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
UNITED STATES COMMISSION ON CIVIL RIGHTS (2 appointments)	
<p>Cleta Mitchell Senior Legal Fellow Conservative Partnership Institute 300 Independence Ave., SE Washington DC 20003</p> <p>(b) (6)</p> <p>Appointed: 11-03-21 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>David Kladney U.S. Commission on Civil Rights Commissioner 905 Joy Lake Road Reno, NV 89511</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

ARCHITECTURAL AND TRANSPORTATION BARRIER COMPLIANCE BOARD (2 appointments)	
<p>Marc Guthrie Public Member, U.S. Access Board 4455 Hunts Landing Rd, Mallory Square 16-B Hebron OH 43025</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Patrick D. Cannon Public Board Member 2700 Marfitt Road, #307 East Lansing, MI 48823</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 12-20-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
CHIEF, OFFICE OF PUBLIC INTEGRITY, UNITED STATES DEPARTMENT OF JUSTICE (1 appointment)	CHIEF, VOTING SECTION CIVIL RIGHTS DIVISION U.S. DEPARTMENT OF JUSTICE (1 appointment)
<p>Richard C. Pilger Senior Trial Attorney, Criminal Division U. S. Department of Justice 1400 New York Avenue NW Room 12100 Washington, DC 20530</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Chris Herren, Chief, Voting Section Civil Rights Division U. S. Department of Justice 1800 G Street, NW Room 7264-NWB Washington, DC 20006</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
DIRECTOR, FEDERAL VOTING ASSISTANCE PROGRAM U.S. DEPARTMENT OF DEFENSE (1 appointment)	
<p>David Beirne, Director Federal Voting Assistance Program, U.S. Dept. of Defense 4800 Mark Center Dr., Ste. 03J25-02 Alexandria VA 22350-5000</p> <p>(b) (6)</p> <p>Appointed: 01-01-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	

2021 EAC Board of Advisors with Affiliation Contact and Information

Revised 11-15-21

SPEAKER OF THE HOUSE (1 appointment)	HOUSE MINORITY LEADER (1 appointment)
<p>Philip B. Stark Associate Dean, Mathematical & Physical Sciences and Professor of Statistics University of California - Berkeley 1157 Cragmont Avenue Berkeley CA 94708</p> <p>(b) (6)</p> <p>Appointed: 09-20-16 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Elliot Berke Managing Partner Berke Farah LLP 701 8th St, NW Suite 601 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 12-10-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE MAJORITY LEADER (1 appointment)	SENATE MINORITY LEADER (1 appointment)
<p>Sarah Ball Johnson City Clerk, Colorado Springs CO 30 S. Nevada Ave., Ste. 101 Colorado Springs CO 80903</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Barbara Simons, PhD Association for Computing Machinery 301 Mission Street, Unit 45D San Francisco, CA 94105</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
HOUSE ADMINISTRATION – CHAIR (2 appointments)	
<p>Gregory T. Moore President, GTM Consulting Services, LLC 14319 Gov. Lee Pl Upper Marlboro MD 20771</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Lawrence Norden Deputy Director, Brennan Center for Justice Democracy Program 120 Broadway, Suite 1750 New York, NY 10271</p> <p>(b) (6)</p> <p>Appointed: 04-22-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

HOUSE ADMINISTRATION – RANKING MEMBER (2 appointments)	
<p>John G. Fogarty Senior Counsel 130 E. Randolph St., Ste 3900 Chicago IL 60601</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Don Gray County Clerk 200 South Ninth St. Springfield IL 62701</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – RANKING MEMBER (2 appointments)	
<p>James C. Dickson Co-Chair, Voting Rights Task Force National Council on Independent Living 4429 Colorado Avenue NW Washington, DC 20011</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Mark Ritchie President MN World's Fair Bid Committee 1813 Girard Avenue South Minneapolis MN</p> <p>(b) (6)</p> <p>Appointed: 05-08-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – CHAIR (2 appointments)	
<p>Rick Stream Republican Director of Elections St. Louis County, MO 725 Northwest Plaza Drive St. Ann, MO 63074</p> <p>(b) (6)</p> <p>Appointed: 03-17-21 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Shane Schoeller Greene County Clerk 940 N. Boonville Avenue – Room 113 Springfield MO 65802</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

Designated Federal Officer (DFO) Alternate Designated Federal Officer (ADFO) EAC Staff Point of Contact	
Commissioner Christy McCormick Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 cmccormick@eac.gov	Tina Barton Alternate Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 tbarton@eac.gov

NOTE: *The appointment expiration date is tied to the BOA charter renewal date. Currently there are 34 Board of Advisor Members, and 1 vacancy*

EAC Staff Point of Contact:

Ms. Bert A. Benavides
633 3rd Street NW, Suite 200

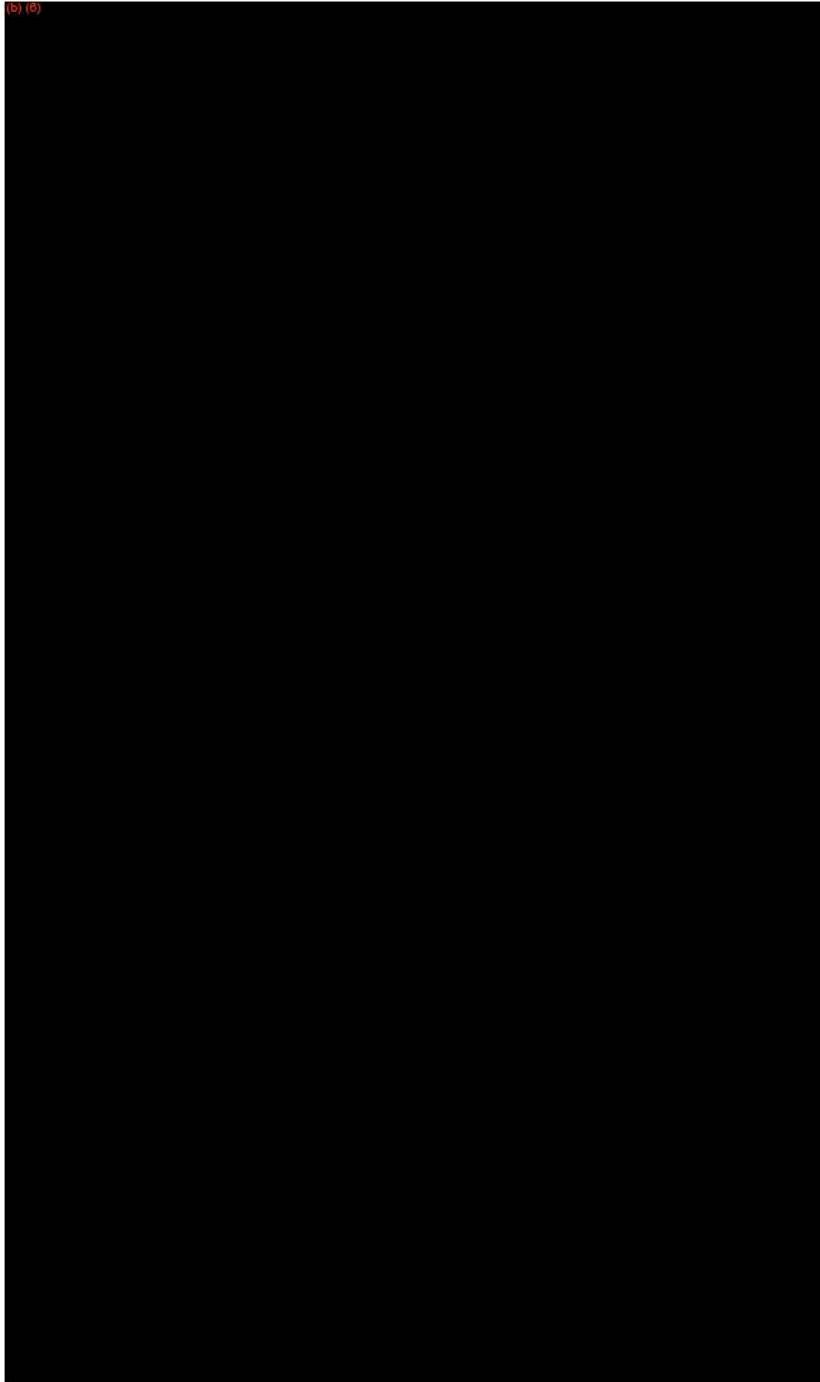




U.S. Election Assistance Commission

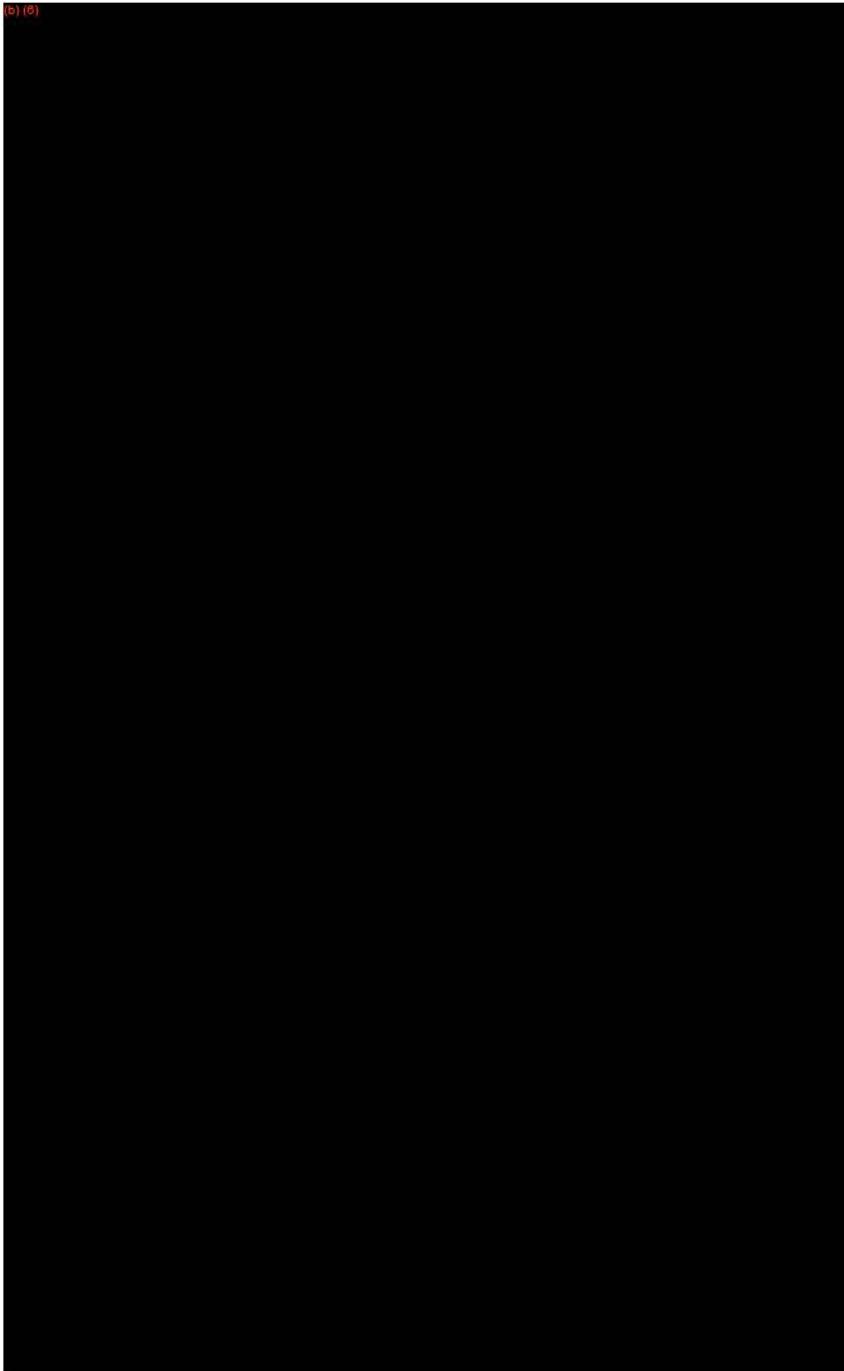
**U.S. Election Assistance Commission
Board of Advisors
Revised 11-15-21**

BOA member group E-mail list (incl assts) – listed in order of roster organizations:



Revised 11-15-21

(b) (6)



cmccormick@eac.gov

tbarton@eac.gov

therrmann@eac.gov

(b) (6)



Revised 11-15-21

From: Mona Harrington<mharrington@eac.gov>
Sent on: Wednesday, November 10, 2021 9:02:02 PM
To: EAC Commissioners<eac_commissioners@eac.gov>
Subject: FW: New BOA Appointment from USCCR
Attachments: Notice-of-Representation-Form-Board-Advisors-2021_USCCR_Mitchell.pdf (146.87 KB)

FYSA

From: Kevin Rayburn <KRayburn@eac.gov>
Sent: Wednesday, November 10, 2021 3:10 PM
To: Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>
Cc: Mona Harrington <mharrington@eac.gov>
Subject: New BOA Appointment from USCCR

Good Afternoon Commissioner McCormick and Tina,

The U.S. Commission on Civil Rights has submitted a new appointment for the Board of Advisors: Cleta Mitchell. They said they will be sending over the 2nd appointment soon.

Sincerely,

Kevin Rayburn|General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Mona Harrington <mharrington@eac.gov>
Sent on: Wednesday, October 27, 2021 2:33:15 PM
To: Christy McCormick <CMcCormick@eac.gov>
Subject: RE: Resignation

Thank you ☺

From: Christy McCormick <cmccormick@eac.gov>
Sent: Wednesday, October 27, 2021 10:21 AM
To: Donald Palmer <dpalmer@eac.gov>; Benjamin Hovland <bhovland@eac.gov>; Mona Harrington <mharrington@eac.gov>
Subject: Fwd: Resignation
FYSA as you were not included on the email.
Christy A. McCormick, Commissioner
U.S. Election Assistance Commission
633 3rd Street, NW
Suite 200
Washington, DC 20001
(b) (6)
cmccormick@eac.gov
www.eac.gov

From: McLaughlin, Alysoun N <(b) (6)>
Sent: Tuesday, October 26, 2021 10:32 PM
To: (b) (6)

Cc: Tina Barton; Thomas Hicks; Christy McCormick

Subject: Re: Resignation

I'm sorry to hear this, Michael. Thank you for your many contributions and for your advice and leadership. Until next time.
Alysoun

On Oct 26, 2021, at 6:08 PM, Michael Yaki <(b) (6)> wrote:

[EXTERNAL EMAIL]

Alysoun

This is to notify you that I am resigning, effective today, from the Board of Advisors to the U.S. Election Assistance Commission. It's been an honor and a privilege to serve (not to mention fun), but I can't devote the time necessary with the press of other business and commitments. I will always be a resource to you and to any other member of the BOA.

The USCCR will be designating my successor in due course.

Best regards,

Michael

MICHAEL YAKI CONSULTING

e: (b) (6)

m: (b) (6)

CONFIDENTIAL COMMUNICATION: This email message and any attachments are intended only for the use of the addressee named above and may contain information that is privileged and confidential. If you are not the intended recipient, any dissemination, distribution, or copying is strictly prohibited. If you received this email message in error, please immediately notify the sender by replying to this email message or by telephone.



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

NATIONAL GOVERNORS ASSOCIATION (2 appointments)	
<p>Mary Catherine Ott Legislative Director 444 North Capitol St. NW Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Michelle Woods Program Director, Homeland Security National Governor's Association 444 N. Capitol St., NW, Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL CONFERENCE OF STATE LEGISLATURES (2 appointments)	
<p>Representative Kevin O. Bratcher KY House of Representatives State Capitol, Rm. 357-E Frankfort KY 40801</p> <p>(b) (6)</p> <p>Appointed: 04-01-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Senator Daniel Ivey-Soto New Mexico State Legislature 1420 Carlisle Blvd., NE, Suite 208 Albuquerque NM 87110</p> <p>(b) (6)</p> <p>Appointed: 05-03-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF SECRETARIES OF STATE (2 appointments)	
<p>The Honorable Kyle Ardoin LA Secretary of State, and NASS President P. O. Box 94125 Baton Rouge, LA 70804-9125</p> <p>(b) (6)</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 9-10-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>The Honorable Maggie Toulouse-Oliver NM Secretary of State, and NASS Immediate Past President New Mexico Capitol Annex North 325 Don Gaspar, Suite 300 Santa Fe, NM 87501</p> <p>(b) (6)</p> <p>Executive Director</p> <p>(b) (6)</p> <p>Appointed: 09-10-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>

NATIONAL ASSOCIATION OF STATE ELECTION DIRECTORS (2 appointments)	
Keith Ingram Director, Elections Division Texas Secretary of State P.O. Box 12060 Austin, TX 78711 (b) (6) Amy Cohen, NASED Executive Director (b) (6)	Linda H. Lamone Administrator of Elections Maryland State Board of Elections 151 West Street, Suite 200 P.O. Box 6486 Annapolis, MD 21401-0486 (b) (6) Amy Cohen, NASED Executive Director (b) (6)
Appointed: 03-04-20 Expires: 04-13-23 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i>	Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i>
NATIONAL ASSOCIATION OF COUNTIES (2 appointments)	
Ricky Hatch Weber County Clerk/Auditor 2380 Washington Blvd., Suite 320 Ogden UT 84401 (b) (6)	Alysoun McLaughlin Deputy Election Director Montgomery County 18753 N. Frederick Ave. Ste. 210 Gaithersburg MD 20879 (b) (6)
Appointed: 12-15-17 Expires: 04-13-23 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i>	Appointed: 04-11-17 Expires: 04-13-23 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i>
UNITED STATES CONFERENCE OF MAYORS (2 appointments)	
VACANT	Elizabeth (Liz) Howard Counsel, Brennan Center for Justice 920 I St NW #507 Washington DC 20001 (b) (6)
Appointed: Expires: 04-13-23 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i>	Appointed: 06-30-20 Expires: 04-13-23 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i>

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<p>Michael Yaki U.S. Commission on Civil Rights Commissioner 268 Bush Street, Suite 3333 San Francisco, CA 94104</p> <p>(b) (6)</p> <p>(b) (6)</p>	<p>David Kladney U.S. Commission on Civil Rights Commissioner 905 Joy Lake Road Reno, NV 89511</p> <p>(b) (6)</p>
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Commissioner Christy McCormick Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 cmccormick@eac.gov	Tina Barton Alternate Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 tbarton@eac.gov

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633 3rd Street NW, Suite 200
Washington DC 20001

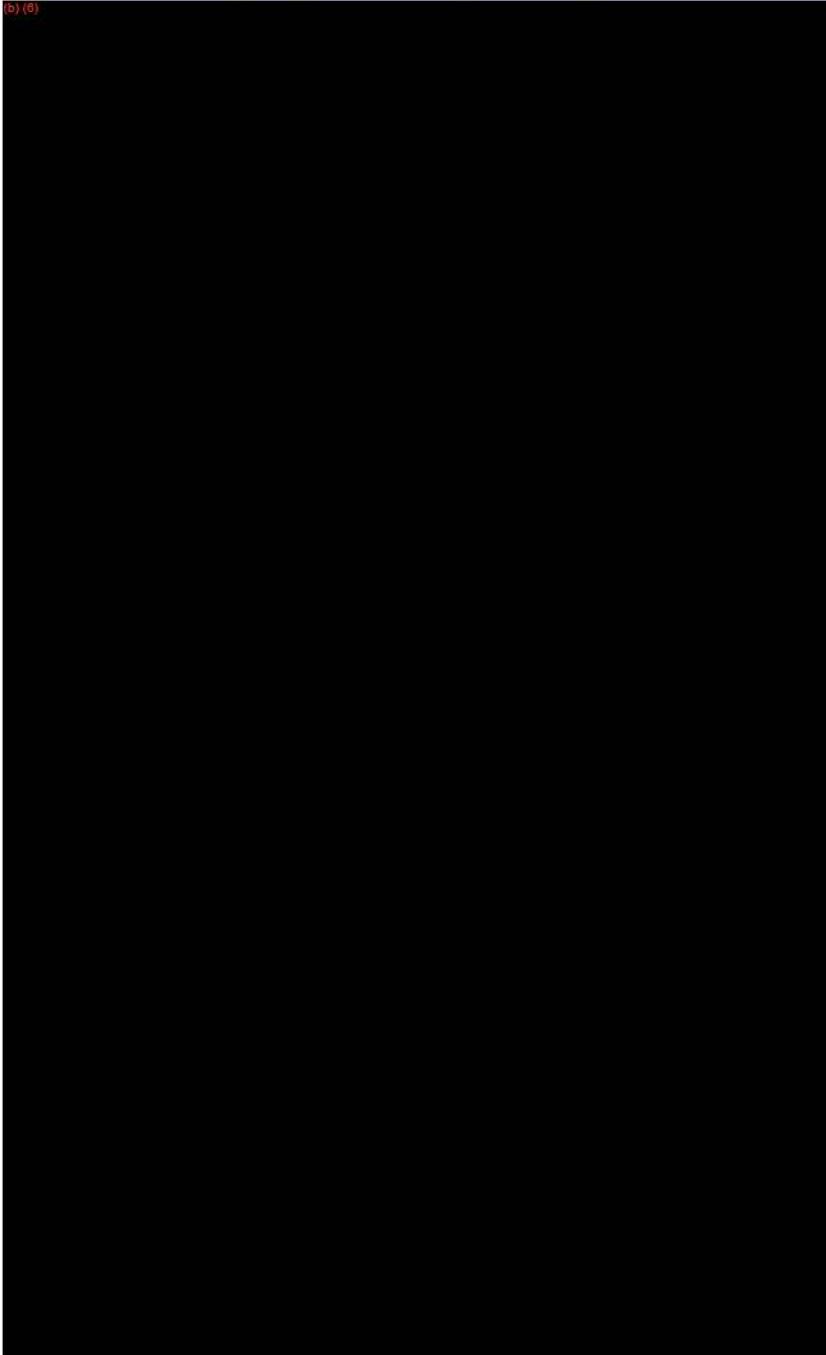




U.S. Election Assistance Commission

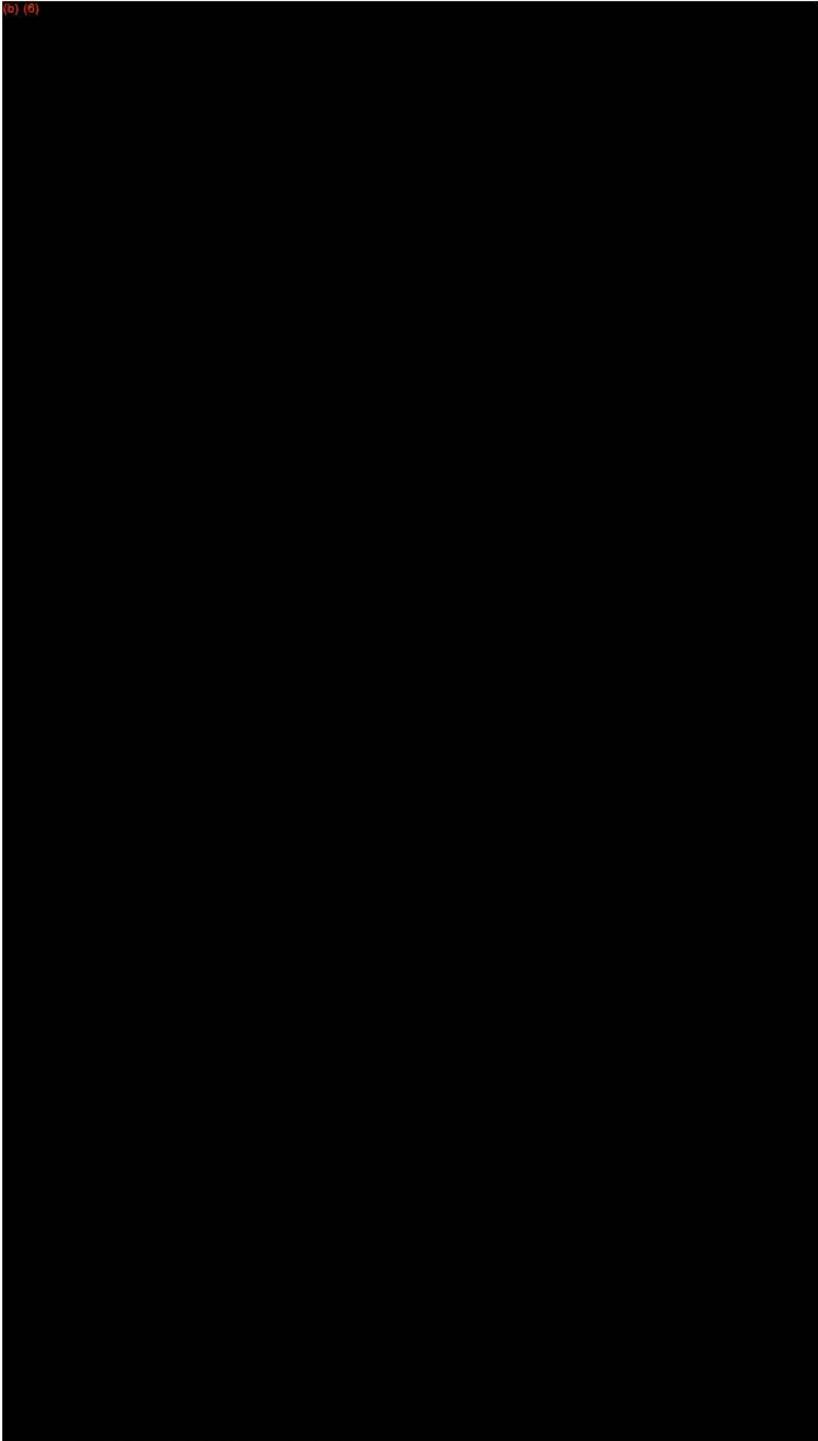
**U.S. Election Assistance Commission
Board of Advisors
Revised 9-23-21**

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Revised 9-23-21

(b) (6)



cmccormick@eac.gov

tbarton@eac.gov

thermann@eac.gov

(b) (6)



Revised 9-23-21

From: Tina Barton<TBarton@eac.gov>
Sent on: Tuesday, September 28, 2021 4:34:57 PM
To: Alysoun<(b) (6)>; gregmoore<(b) (6)>
rhatch<(b) (6)> Christy McCormick<cmccormick@eac.gov>
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>
Subject: BOA Roster Update
Attachments: BOA - 2021 Roster, Emails Only, Rev. 9-23-21.doc (168 KB), BOA - 2021 Roster Contact Info with Emails, Rev. 9-23-21.doc (104.5 KB)

Good afternoon, Commissioner McCormick and Executive Board.

I have attached an updated roster and email list for all of you. Please let me know if you have any questions.

Chair McLaughlin, please advise if you will be providing these updates to the Board or prefer that I send them out.

Have a great week, everyone!

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: McLaughlin, Alysoun N (b) (6)
Sent on: Tuesday, September 28, 2021 12:43:38 PM
To: jim.condos (b) (6)
CC: reynolds (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); rhatch@ (b) (6); Neal.kelley (b) (6).com; Sarah Johnson (b) (6); Mona Harrington<mharrington@eac.gov>; Eric Covey (b) (6); Kyle Ardoin (b) (6); Maggie Toliver (b) (6); paul.pate@ (b) (6) kingram (b) (6) Thomas Hicks<thicks@eac.gov>; Benjamin Hovland<bhovland@eac.gov>
Subject: Re: Board of Advisors Email, NVRD Eve Edition

I agree with you on the primacy of the election official voice, Secretary Condos. Although because of the unique makeup of our Board, I'd like to try to have co-chairs to include some of the other voices where possible. Thanks—and I apologize for using the reply all, I'll check with EAC staff to see if there's a new list.

I like the idea of a funding committee. Any volunteers to head it up?

Sent from my iPhone

On Sep 28, 2021, at 8:30 AM, Condos, Jim (b) (6) wrote:

[EXTERNAL EMAIL]

Alysoun

As you may or may not know – my tenure as a NASS member on the BoA has ended with our new officers: NASS President Kyle Ardoin, and Immediate Past President Maggie Toulouse Oliver – are both very capable and very experienced.

However, my strong advice is that as these new committees are implemented, you insure that actual Election Officers are leading the way – not just as token members.

This is not a knock on academics or advocates – just that you need people on these specific committees who live and work in the logistics and reality of election processes.

For instance, I believe that the bulleted committees 2, 3, 4 should definitely be led by on the ground election officers and not someone who was an election official 10 years ago or even as an advocate.

Election processes have changed drastically in the last 10 years as technology has improved.

I also ask that you implement a committee to look at funding as we can come up with all kinds of ideas of how to improve our elections – and they all cost \$\$\$ to implement.

Jim Condos

Secretary of State
State of Vermont

Please note that my email address has changed to: (b) (6)

P: (b) (6)

[Facebook](#) | [Twitter](#)

128 State Street

Montpelier, VT 05633

Notice: By Vermont's public records law, emails (and other documents) acquired/created by a government agency are considered public records and subject to disclosure, unless specifically excluded by the Public Records Act.

From: McLaughlin, Alysoun N (b) (6)
Sent: Monday, September 27, 2021 9:20 PM
To: reynolds (b) (6); Tim Mattice (b) (6); Chris Herren (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); emily.dawson (b) (6); Condos, Jim (b) (6); Covey, Eric (b) (6); kingram (b) (6); linda.lamone@ (b) (6); acohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); howard (b) (6); Dlogan (b) (6); mwinn (b) (6); neal.kelley (b) (6); myak (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); pat (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); david.e.beirne.civ (b) (6); Sarah.Johnson (b) (6); simons (b) (6); gregorytmoore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); don.gray (b) (6); donaldmarkritchie (b) (6); rstream (b) (6); sschoeller (b) (6); ehurley (b) (6)
Cc: cmccormick@eac.gov; Tina Barton <TBarton@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; bbenavides (b) (6)
Subject: Board of Advisors Email, NVRD Eve Edition

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Members of the U.S. EAC Board of Advisors:

Happy almost National Voter Registration Day! I'm sure you all have your hashtagged social media campaigns fired up and ready to go.

Requests for volunteers. I am looking for some volunteers to take on the following:

- **Participate in a project to tell the story of the VVSG.** After numerous discussions about how best to educate new stakeholders about this process, including new members of the Board of Advisors, the executive committee of the Board of Advisors has worked with the EAC staff to develop a vision for a multipart webinar series featuring interviews with experts within our own ranks. Vice Chair Greg Moore has agreed to lead this effort. If you would like to help lead or participate in this project, let me know or feel free to reach out to him directly.
- **Chair a new Special Committee on the EAVS Survey.** The EAC is currently finishing up a post-2020 EAVS needs assessment. In a month or so, they will have preliminary insight to share from their interviews and user testing with election officials, including potentially recommendations for changes in the questions. Prior to formal public comment, there will be an opportunity for members of the Board of Advisors to present recommendations. I'm looking for a member—or possibly two members—to chair or co-chair a Special Committee on this effort. Please let me know if you are interested.
- **Chair a Special Committee on Post-Election Audits.** There has been a lot of interest in post-election audits lately, and I am looking for a member—or possibly two members—to chair or co-chair a Special Committee on Post-Election Audits. The chair of this committee would be charged with reporting back to the Board of Advisors at our 2022 Annual Meeting on outcomes associated with [Resolution 2021-01](#) and leading the development of any followup resolutions or other recommendations to the EAC on the topic.
- **Chair a Special Committee on Threats Made Against Election Workers.** The chair of this committee would be charged with reporting back to the Board of Advisors at our 2022 Annual Meeting on outcomes associated with [Resolution 2021-02](#) and leading the development of any followup resolutions or other recommendations to the EAC on the topic.

An update on the VVSG Committee and the Special Committee on the VVSG Lifecycle. Both committees' work is currently on hold. I have held off on appointing a new chair of either, while we

wait to see who will be appointed from among our ranks to serve on the TGDC. It is my intent to fold the work of the Special Committee into the work of the Standing Committee. It is my hope that we will soon have a TGDC representative appointed, as I believe it would be best for one person to lead this portfolio within the Board of Advisors.

Possible Annual Meeting Date. I have tentatively marked my calendar for the week of April 11, 2022, for an in-person Board of Advisors meeting. By “tentative”, I mean “written in really light pencil and probably too early to even say anything”, but please let me know if you have a conflict with the early part of that week (11th, 12th, 13th ish).

September Newsletter. In case you missed it, here is the link to the EAC’s September newsletter:

https://www.eac.gov/sites/default/files/document_library/files/September_2021_EAC_Monthly_Updates_and_E

Recent EAC Work Product. Note that the EAC is now sending out newsletters monthly, not quarterly, largely because the pace of their work has increased dramatically with the hiring of Tina and her new team. Personally, I am quite impressed with the volume of their work product and must confess that I am struggling to keep up with reading and watching it all. Some links to their recent work product:

- Overview of the EAC Testing and Certification Program at https://www.eac.gov/sites/default/files/TestingCertification/EAC_Testing_and_Certification_Program.p
- Local Election Officials’ Guide to Redistricting at <https://www.eac.gov/election-officials/local-electionofficials-guide-redistricting>
- Chain of Custody Best Practices at <https://www.eac.gov/election-officials/chain-custody-best-practices>
- Best Practices for Voter FAQs at <https://www.eac.gov/best-practices-faqs-election-officials>
- Best Practices for Accessible Voter Registration at <https://www.eac.gov/best-practices-accessible-voter-registration>

There are also a number of recent videos, including the livestream of the Moving VVSG 2.0 Forward Event, a video series on serving voters with disabilities, and—timely for National Voter Registration Day—a video on civic holidays and voter engagement at

<https://www.youtube.com/channel/UCpN6i0g2rIF4ITWhwvBwwZw/videos>.

Until next email,

Alysoun McLaughlin
Chair, Board of Advisors

(b) (6)



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

From: Amy Sherman (b) (6)
Sent on: Friday, September 10, 2021 2:32:37 PM
To: Kristen Muthig<KMuthig@eac.gov>; Donald Palmer<dpalmer@eac.gov>; Benjamin Hovland<bhovland@eac.gov>
Subject: fact-check related to EAC report's data on unknown mail ballots

Hi Ms Muthig, Mr Palmer and Mr Hovland: For PolitiFact I am fact-checking this [Instagram post](#) that says "Stunning report: nearly 15 million mail-in ballots were not counted in the 2020 election." That stems from a [report from the Public Interest Legal Foundation](#) which drew from data from the [Election Assistance commission](#).

Page 13 of the EAC's report states that 16.8% of the mail ballots were ultimately in the "unknown" category, which works out to about 15 million ballots. If a voter received a mail ballot and changed their mind and decided to vote in person, is that always counted in the separate "surrendered" category and NOT in the unknown category? How do the state election officials who provided the data to the EAC decide which ballots go into the "unknown" category and is it possible there are inconsistencies in reporting? Is there a page in the report that shows the total unknown for each state?

Page 13 says Alabama didn't provide data on mail ballot count and rejection rates. Does that mean Alabama was the only state not to provide a count of "unknown" ballots?

My deadline is today at 3 p.m. I wanted to see if I could chat with someone on the phone about my questions. I am at (b) (6) (Here is a similar fact-check we did [in 2020](#))

Thanks - Amy

--

Amy Sherman
PolitiFact staff writer fact-checking President Joe Biden and claims about [voting](#)

(b) (6)
Want to get updates on the accuracy of politicians' claims? [Sign up for our newsletter!](#)

From: Barbara Simons [REDACTED]

Sent on: Thursday, September 9, 2021 1:11:14 AM

To: Alysoun<Alysoun.Mclaughlin@eac.gov>; reynolds [REDACTED];
tmattice [REDACTED]; Chris Herren [REDACTED]; mcof [REDACTED];
mwoods [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey-soto [REDACTED];
Iveysoto [REDACTED]; paul.pate [REDACTED]; Emily Dawson [REDACTED];
jim.condos [REDACTED]; Eric Covey [REDACTED]; kingram [REDACTED];
linda.lamone [REDACTED]; Amy Cohen [REDACTED]; nikki.charlson [REDACTED];
rhatch [REDACTED]; howard [REDACTED]; dlogan [REDACTED];
mwinn [REDACTED]; Neal.kelley [REDACTED]; myaki [REDACTED]; michae [REDACTED];
dkladney [REDACTED]; mguthrie [REDACTED]; guthrie [REDACTED]; Patrick Cannon
(secondary) [REDACTED]; Patrick Cannon [REDACTED]; Bruce
Bailey [REDACTED]; Richard Pilger [REDACTED]; David
Beirne [REDACTED]; stark [REDACTED]; pbstark [REDACTED];
eberke [REDACTED]; Sarah Johnson [REDACTED]; simons [REDACTED];
Gregory Moore [REDACTED]; gregmoore [REDACTED];
norden [REDACTED]; jfogarty [REDACTED]; Don Gray [REDACTED];
donaldmarkritchie [REDACTED]; Rick Stream [REDACTED];
sschoeller [REDACTED]; ehurley [REDACTED]; Christy McCormick<cmccormick@eac.gov>;
Thomas Hicks<thicks@eac.gov>; Donald Palmer<dpalmer@eac.gov>; Benjamin
Hovland<bhovland@eac.gov>

CC: Tina Barton<TBarton@eac.gov>; Mona Harrington<mharrington@eac.gov>; Tyler
Herrmann<THerrmann@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda
Joiner<AJoiner@eac.gov>; Bert Benavides [REDACTED]

Subject: the (new) Election Official Legal Defense Network

Dear EAC Board of Advisor Colleagues and Commissioners McCormick, Hicks, Palmer, and Hovland,

ICYMI, today the Washington Post published [this](#) oped. As you will see if you read it, Bob Bauer (D) and Benjamin Ginsberg (R), two high profile attorneys who have often been opponents in critical political cases, have teamed up to create a nonpartisan organization to defend election officials called the [Election Officials Legal Defense Network](#) (EOLDN). It will provide qualified pro-bono attorneys to assist election officials.

I hope you will share this information with colleagues, especially those who have been harassed or threatened.

Regards,
Barbara

From: McLaughlin, Alysoun N<(b) (6)>

Sent on: Tuesday, September 7, 2021 10:29:50 PM

To: reynolds (b) (6); tmattice (b) (6); Chris Herren (b) (6);
mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.livey-sotc (b) (6);
Iveysotc (b) (6); paul.pate (b) (6); Emily Dawson (b) (6);
jim.condos (b) (6); Eric Covey (b) (6); kingram (b) (6);
linda.lamone (b) (6); Amy Coher (b) (6); nikki.charlson (b) (6);
rhatch (b) (6); howard (b) (6); dlogan (b) (6);
mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michae (b) (6);
dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon
(secondary) (b) (6); Patrick Cannon (b) (6); Bruce
Bailey (b) (6); Richard Pilger (b) (6); David
Beirne (b) (6); stark (b) (6); pbstark (b) (6);
eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6);
Gregory Moore (b) (6); gregmoore (b) (6);
norden (b) (6); jfogarty (b) (6); Don Gray (b) (6);
donaldmarkritchie (b) (6); Rick Stream (b) (6);
sschoeller (b) (6); ehurley (b) (6);

CC: Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Mona Harrington<mharrington@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Bert Benavides (b) (6)

Subject: VVSG event tomorrow (returning to a weekly Board of Advisors email)

Members of the U.S. EAC Board of Advisors:
I'm back in the office after an August break and offer my sincerest apologies for not sending "I have nothing for you this week" messages while I was on vacation and at our state association of election officials' conference. Now that I am back, though, I have a few items to report and an important event occurring tomorrow that I want to bring to your attention.

First, the EAC is holding a public meeting tomorrow—Wednesday, September 8th at 1pm eastern time--on "Moving VVSG Forward". Panelists include industry representatives, voting system test labs, the President of NASED, and our own Board of Advisors Member Tim Mattice of the Election Center. I encourage every member of the Board of Advisors to tune into this event, whether you are able to join it live or not. Many members of the Board have expressed a desire for more information on the federal Voluntary Voting System Guidelines, and at its last meeting the Special Committee on the VVSG Lifecycle Policy identified educational programming as a priority to increase members' familiarity with the VVSG. Those of you who work closely on issues related to the VVSG on a day-to-day basis will also find it valuable, I am sure, to hear the current perspectives of the panelists. The agenda is at https://www.eac.gov/sites/default/files/2021-09/Agenda_Moving_VVSG_2.0_Forward_1.pdf and full information on the event is at <https://www.eac.gov/events/2021/09/08/moving-vvsg-20-forward>.

Second, I'm sure you all saw that the 2020 Election Administration and Voting Survey Report was released on August 16th at <https://www.eac.gov/research-and-data/studies-and-reports>. As always, there are some amazing gems of information in the report, which can be found in full at https://www.eac.gov/sites/default/files/document_library/files/2020_EAVS_Report_Final_508c.pdf.

Third, the EAC has released a Local Election Officials' Guide to Redistricting that you can find at <https://www.eac.gov/election-officials/local-electionofficials-guide-redistricting>.

Until next email,
Alysoun McLaughlin
Chair, Board of Advisors

(b) (6)
(b) (6)



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

From: Phillip Olaya<POlaya@eac.gov>
Sent on: Friday, August 20, 2021 8:08:06 PM
To: Benjamin Hovland<bhovland@eac.gov>; Thomas Hicks<THicks@eac.gov>
Subject: Congressional Tracker (Weeks of 8/16, 8/23)

Updates for the past week, followed by a preview of the House votes for the upcoming week.
Link to the most recent version of the legislative tracker  [here](#).

Congressional Hearings
Week of 8/16

1. Monday, August 16, House Judiciary, Subcommittee on the Constitution, Civil Rights, and Civil Liberties, [Oversight of Voting Rights: Potential Legislative Reforms](#)
 - o The Honorable Kristen Clarke
Assistant Attorney General for Civil Rights, U.S. Department of Justice
 - o Mr. Jon M. Greenbaum
Chief Counsel and Senior Deputy Director, Lawyers Committee for Civil Rights Under Law
 - o Mr. Wade Henderson
Interim President and CEO, The Leadership Conference on Civil and Human Rights
 - o Ms. Sophia Lin Lakin
Deputy Director, Voting Rights Project, American Civil Liberties Union
 - o Dr. James Peyton McCrary
Professorial Lecturer in Law, The George Washington University Law School
 - o Ms. Maureen Riordan
Litigation Counsel, Public Interest Legal Foundation
 - o Mr. Thomas A. Saenz
President and General Counsel, Mexican American Legal Defense and Educational Fund
 - o Mr. Samuel Spital
Director of Litigation, NAACP Legal Defense and Educational Fund, Inc.
 - o Mr. Hans A. von Spakovsky
Senior Legal Fellow, The Heritage Foundation
 - o Ms. Wendy R. Weiser
Vice President, Democracy, Brennan Center for Justice

2. Tuesday, August 17: [H.R. 4 reintroduced](#)

Congressional Tracker
Week of 8/23

1. Monday, August 23: [Committee on Rules](#):
 - [S. Con. Res. 14](#)—Setting forth the congressional budget for the United States Government for fiscal year 2022 and setting forth the appropriate budgetary levels for fiscal years 2023 through 2031.
 - [H.R. 4](#)—John R. Lewis Voting Rights Advancement Act of 2021
 - [Senate Amendment to H.R. 3684](#)—Infrastructure Investment and Jobs ActTentative House timeline — The House hopes to vote Monday night on a rule that launches debate on the budget resolution, the bipartisan infrastructure package and voting rights legislation, with a vote on passage of the budget framework and the voting rights bill slated for Tuesday [Aug. 24], Majority Leader Steny Hoyer said today. The lower chamber would not vote next week on final passage of the Senate's infrastructure package, only advancing it through the rule.

From: Phillip Olaya
Sent: Friday, August 13, 2021 3:21 PM
To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>
Subject: RE: Congressional Tracker (Week of 8/9)

Congressional Tracker
Week of 8/9

The House continued with its recess, but Speaker Pelosi announced she was calling them back early from recess on Aug. 23 to vote on infrastructure and the reconciliation bill.

The Senate recessed after passing the reconciliation bill following an all-night vote-o-rama, and S.1 was discharged from the Rules Committee. See below.

4. Monday, August 9: Budget [framework](#)
 - o No instructions re election grants.
2. Wednesday, August 11: S.1
 - o [S.1](#) discharged from Senate Rules. Coverage from The Hill [here](#).
3. Thursday, August 12
 - o [POLITICO](#) re Manchin compromise and potential election grant funding.

From: Phillip Olaya

Sent: Friday, August 6, 2021 3:50 PM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: RE: Congressional Tracker (Week of 8/2)

Congressional Tracker

Week of 8/2

The House is in recess. No relevant Senate hearings.

Legislative tracker  [here](#).

1. Monday, August 2: [More Than 100 Lawmakers From Nearly 30 States Arrive in D.C. to Rally for Voting Rights](#)
2. Thursday, August 5: [Politico](#) on election funding in the reconciliation bill. Sen. Kaine is part of the discussions.
3. Thursday, August 5: [WaPo](#) on likelihood of votes on election bill before recess (after BIF and reconciliation).
4. Thursday, August 5: Sen. Klobuchar introduced [S.2626](#) Protecting Election Administration from Interference Act to prevent election subversion and protect election administrators.

From: Phillip Olaya

Sent: Friday, July 30, 2021 11:57 AM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: Congressional Tracker (Week of 8/2)

Some updates for the week just past (7/26):

House [passage](#) of the seven-bill "minibus" ([H.R. 4502](#)) Thursday by a vote of 219-208.

- An amendment sponsored by Rep. Hoyer (D-MD) pertaining to the High School Poll Worker program passed en bloc. [Here](#) are Majority Leader Hoyer's floor remarks in support of the provision and the EAC.
- Summary of Amendment #12 offered by Rep. Hoyer: This amendment appropriates \$4,000,000 of proposed election security grants to the EAC's Help America Vote College Poll Worker Program. The full amendment text reads, "increases and decreases the Election Security Grants account by \$4,000,000 with the intent to support the Help America Vote College Poll Worker Program."

Additionally, summaries of the hearings from the week are below (h/t Pat Leahy).

Congressional Hearings*

Week of 8/2

1. Wednesday, August 4, 10:30 a.m.: Senate HSGAC, [Business Meeting](#), "Nomination[] of Robert Luis Santos, of Texas, to be Director of the Census"

* The House will be in recess until September.

Congressional Hearings

Week of 7/26

1. House to consider minibus (7 of 12 spending bills), including FSGG, the week of 7/26. ([Press release](#))
2. Tuesday, July 27, 2:30 p.m.: House Judiciary, Subcommittee on the Constitution, Civil Rights, and Civil Liberties, ["The Need to Enhance the Voting Rights Act: Practice-Based Coverage"](#)

Chaired by Rep. Steve Cohen (D-TN), this hearing focused on the Voting Rights Act, specifically the preclearance provisions.

The seven witnesses discussed proposed changes to existing law, the Courts, and reintroduction of the forthcoming John Lewis Voting Rights Advancement Act. Proponents of the VRA and its coverage formula believe that Congress must act on legislative language to implement a practice-based formula coverage protecting minority voting rights. Opponents feel that labeling certain state election laws as suppressive represents a significant overreaction to states' election integrity efforts. The panel was a mixture of experts from academia, advocacy organizations, and election practitioners.

As mentioned by several witnesses, the major accomplishment of the session was to further extend the congressional record on the VRA and Voting Rights Advancement

Act. Here is further information about the hearing.

3. Wednesday, July 28, 9:30 a.m.: HSGAC "[Business meeting](#) to consider the nominations of Robert Luis Santos, of Texas, to be Director of the Census, Department of Commerce"
4. Wednesday, July 28, 12 p.m.: HAC "[Election Subversion: A Growing Threat to Electoral Integrity](#)"
 - o During this full committee hearing, members heard from a diverse set of witnesses including three current members of Congress, election officials, and representatives from voting rights advocacy groups. Members discussed the Democrat-introduced Election Subversion Act, which provides protections for election officials. H.R. 1 was also a major focus of the hearing. Members and witnesses also discussed voting during the pandemic.

Proponents of sweeping election reforms argued for passage of the bills, noting controversial provisions in recently enacted state laws and threats made against election officials. Republicans voiced strong concerns about federalizing elections, emphasizing that the Constitution calls for state primacy in administering elections. Participants also discussed social media tools for curbing disinformation and mentioned the extraordinary efforts of election officials in 2020.

This hearing continues to build the congressional record for approval of H.R. 1 and the Voting Rights Advancement Act. For additional information about the election subversion legislation and Wednesday's session, please see Sen. Warner's (D-VA) press release and the Committee's hearing page.

5. Thursday, July 29, 10 a.m.: "[Democracy in Danger: The Assault on Voting Rights in Texas](#)"
 - o Chaired by Congressman Jamie Raskin (D-MD), the Subcommittee conducted a lengthy three-hour hearing with Texas Democrat state representatives. The Subcommittee also heard from individuals representing advocacy organizations from the Latino community.

More than 20 members of Congress delivered remarks and questioned witnesses about Texas elections legislation. Democratic members sought to highlight potential voting rights violations, namely the elimination of 24-hour voting and curbside voting at larger drive-through facilities; requirements for absentee ballots, such as the last four digits of a voter's social security number; attempts to further diminish the Voting Rights Act oversight components; new poll worker intimidation provisions; and voter ID laws.

Republicans cited record voter turnout in Texas over the past several elections and indicated strong support for voter ID requirements. They largely urged the Texas representatives to utilize the regular amendment process in their legislature to correct any disputed provisions. The Texas bill and Georgia law were categorized as election integrity bills, designed to make it easier to vote and harder to cheat. Given his constitutional academic background, Congressman Raskin may conduct future hearings on voting rights. This will be an attempt to continue Democrats' efforts to build the case for the John Lewis bill.

From: Phillip Olaya

Sent: Monday, July 19, 2021 4:01 PM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: RE: Congressional Hearings (Week of 7/19)

WaPo coverage of the Atlanta hearing below. (No other updates.)

From: Phillip Olaya

Sent: Friday, July 16, 2021 12:00 PM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: Congressional Hearings (Week of 7/19)

Congressional Hearings (Week of 7/19)

(I will plan on sending the legislative updates each Friday with a look at the week ahead. It may be updated on Mondays as needed. It may be helpful to keep this as an ongoing chain from one work period to the next, with a reset following a Congressional recess.)

For the week, there is just one hearing related to our work. It is the Senate Rules Committee field hearing in Atlanta on Monday. No relevant House hearings are on the calendar as of today.

1. Monday, July 19: Senate Rules Committee Field Hearing (Atlanta), "Protecting the Freedom to Vote: Recent Changes to Georgia Voting Laws and the Need for Basic Federal Standards to Make Sure All Americans Can Vote

in the Way that Works Best for Them”

<https://www.rules.senate.gov/hearings/protecting-the-freedom-to-vote-recent-changes-to-georgia-voting-laws-and-the-need-for-basic-federal-standards-to-make-sure-all-americans-can-vote-in-the-way-that-works-best-for-them>

- WaPo coverage [here](#).

From: Phillip Olaya

Sent: Monday, July 12, 2021 12:50 PM

To: Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <THicks@eac.gov>

Subject: Congressional Hearings (Week of 7/12)

Commissioners,

I’m flagging three election administration-related hearings this week. Today’s is mainly voting rights, but includes “methods of elections.” The other two hearings address the Supreme Court’s recent decision in the Arizona case, *Brnovich*.

(From now on, I’ll try to send updates on relevant hearings for the weeks that Congress is in session.)

1. Monday, July 12: HAC Subcommittee on Elections, “Vote, Methods Of Election, Jurisdictional Boundaries, And Redistricting”
2. <https://cha.house.gov/committee-activity/hearings/elections-clause-constitutional-interpretation-and-congressional>
3. Wednesday, July 14: Senate Judiciary, “Restoring the Voting Rights Act after Brnovich and Shelby County”
<https://www.judiciary.senate.gov/meetings/restoring-the-voting-rights-act-after-brnovich-and-shelby-county>
4. Friday, July 16: House Judiciary Subcommittee on the Constitution, Civil Rights, and Civil Liberties, “The Implications of Brnovich v. Democratic National Committee and Potential Legislative Responses”
<https://judiciary.house.gov/calendar/eventsingle.aspx?EventID=4632>

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From: Mark Ritchie (b) (6)
Sent on: Thursday, August 19, 2021 8:15:09 PM
To: Tina Barton <TBarton@eac.gov>
CC: mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick <cmccormick@eac.gov>; Stream, Rick <ehurley (b) (6)>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Bert Benavides <(b) (6)>

Subject: Re: BoA June 23, 2021, Draft Minutes

Thank you

On Aug 19, 2021, at 2:21 PM, Tina Barton <TBarton@eac.gov> wrote:

Good afternoon, Board of Advisors.

The draft minutes of the June 23, 2021, meeting are attached. Per the BoA bylaws, the minutes are to be distributed to the members within 60 days of the meeting. If you have any questions, please do not hesitate to contact me.

Respectfully,

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

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<6.23.21 BoA Minutes.DRAFT.docx>

Meeting Minutes
United States Election Assistance Commission
BOARD OF ADVISORS MEETING
June 23, 2021
Via Zoom

The following are the Minutes of the United States Election Assistance Commission (“EAC”) Board of Advisors held June 23, 2021 via Zoom and YouTube. The meeting convened at 1:01 p.m. EDT and adjourned at 3:49 p.m. EDT.

Call to Order

EAC Board of Advisors Chairman Michael Yaki introduces the other Officers of the Board and the EAC Commissioners. He asks the Board of Advisors Designated Federal Officer (“DFO”) Commissioner Christy McCormick to lead the Board in the Pledge of Allegiance. Chairman Yaki calls the meeting to order.

Roll Call

Secretary McLaughlin called roll for the Board of Advisors and found present Sarah Ball-Johnson, David Beirne, Kevin Bratcher, Patrick Cannon, Secretary of State Jim Condos, Don Gray, Marc Guthrie, Ricky Hatch, Chris Herren, Elizabeth Howard, Keith Ingram, Daniel Ivey-Soto, Neal Kelley, Linda Lamone, Dean Logan, Tim Mattice, Alysoun McLaughlin, Gregory Moore, Larry Norden, Mary Catherine Ott, Secretary of State Paul Pate, Richard Pilger, Shane Schoeller, Barbara Simons, Philip Stark, Rick Stream, Michael Winn, Michelle Woods, and Michael Yaki.

John Fogarty joined the meeting after roll call but was also present.

Secretary McLaughlin reports that the roll call shows a quorum is present.

Welcoming Remarks: Chairman Donald Palmer and Commissioner McCormick, DFO

EAC Chairman Donald Palmer welcomes the Board of Advisors and all watching. Chairman Palmer comments that elections are the foundation of democracy and the Board of Advisors are the stewards of those elections. He notes that while there may be political and ideological differences in the country, the Board of Advisors remain the foundation of democracy. Chairman Palmer recognizes the Board member’s service in allowing millions of Americans to vote, the ultimate expression. He states that the EAC has confidence in the state and local election administrators that ran the 2020 Election and the voting systems certified by the EAC. Chairman Palmer recognizes the work of election officials and poll workers in light of the COVID-19 Pandemic. Chairman Palmer adds that while the EAC is still learning from 2020, the EAC is also looking ahead to 2022 and ways that the EAC can continue to support election administrators. He notes that in early 2021 the EAC Commissioners unanimously approved version 2.0 of the

Voluntary Voting System Guidelines (“VVSG”), and thanks the Board of Advisors for its continued feedback on VVSG 2.0. Chairman Palmer thanks the EAC staff for continued improvements and reminds the Board of Advisors that the EAC is open to all suggestions for improvement from the Board.

Commissioner McCormick thanks the Board of Advisors and viewers. She notes that she looks forward to the Board of Advisors’ feedback on EAC updates during the meeting. Commissioner McCormick provides a brief legal overview of the law and governing documents of the Board of Advisors. The Board of Advisors was created by the Help America Vote Act of 2002 (“HAVA”) and is a Federal Advisory Committee under the Federal Advisory Committee Act (“FACA”). Governing documents include the Board of Advisors Charter and Bylaws. Commissioner McCormick notes that the Congressional intent of the Board of Advisors is to provide feedback to the EAC on a variety of topics.

All Members of EAC Board of Advisors Sworn-In

Commissioner McCormick recites the Oath of Office, and the Board of Advisors members are sworn in.

Adoption of the Agenda

Chairman Yaki entertains a motion to adopt the Agenda. Alysoun McLaughlin moves to adopt the Agenda. Marc Guthrie seconds the motion. There are no objections and the Agenda is adopted.

Approval of Minutes of September 2, 2020 Board of Advisors Meeting

Michael Winn moves to adopt the prior meeting minutes. Keith Ingram seconds the motion. There are no objections and the minutes are approved.

Election of Officers

Chairman Yaki announces the members of the Election Certification Committee. He appoints Shane Schoeller as the Chair and Elizabeth Howard and Barbara Simons as the other committee members. Chairman Yaki introduces EAC Alternate Designated Federal Officer Tina Barton to explain the election process.

Ms. Barton explains that the Board of Advisors members will receive two separate emails, one with a link to the ballot and one with a password for the ballot. She adds that pursuant to the Board of Advisors Bylaws, the election will be by secret ballot. Ms. Barton informs the Board of how to receive technical support during the election.

Chairman Yaki explains that the only contested election is for Chair of the Board of Advisors. He adds that the poll will be available for 30 minutes to vote.

Bylaws Committee Update

Chairman Yaki introduces Board of Advisors Secretary Alysoun McLaughlin, Chair of the Bylaws Committee, to give the Bylaws Committee report. Chairman Yaki adds that there is one Bylaw amendment offered at the meeting. He adds that the Bylaws require a two-thirds vote of members present and proxies.

Secretary McLaughlin explains that the Bylaws Committee met on May 21^a, 2021 and unanimously recommended the amendment for consideration by the full Board. She explains that the full recommendations are that in the Bylaws a new section be inserted as “C” under Article 4 that sets qualifications for Chair, that the Chair shall alternate at the expiration of each cycle between members who at the time of their nomination serve as election officials and members who serve as non-election officials. She adds that the proposal also includes a new subsection “c” under Article 4 Section D(1) stating that if the current Chair is an election official, the Election Certification Committee will only solicit nominations of non-election officials for Chair and vice versa. Secretary McLaughlin adds that Article 4(D)(1)(e) would be renumbered as 4(D)(1)(f) and amended to state that the current election process would apply only to the offices of Vice Chair and Secretary. Finally, she explains that the proposal includes a new subsection “g” under Article 4(D)(1) that explains the process if the rotation cycle is not able to be met by nominations and/or membership. Secretary McLaughlin explains that there is history from the Board of Advisors of an interest for a different election process, and this is a compromise of the proposal.

Neal Kelley asks what the purpose of the amendment is and what problem is being solved. Chairman Yaki explains that he is the author of the amendment and that he believes it is appropriate because the Board of Advisors is comprised of election officials and non-election officials. He adds that some members have expressed a desire for this process and in the last election, some election officials on the Board did not feel adequately represented on the Executive Committee. Chairman Yaki adds that the amendment could help to get more people involved in the Executive Board process and keep a balance on the Executive Board.

Neal Kelley follows up and notes that the current process follows the election process of the United States and will be opposed to the Bylaws amendment on principle.

Daniel Ivey-Soto also declines to support the proposal to amend the Bylaws and notes that he was one of the people who had concerns in the last Executive Board election. Mr. Ivey-Soto explains that the proposal would structurally declare members as either an election official or a non-election official even when the line may not be clear for all members. He adds that he believes the labelling is divisive and does not recognize the full breadth of the members’ experience.

Secretary Mclaughlin calls the role for the voice vote on the proposed amendment. She announces that her tally results are 9 in favor, 14 or 15 opposed pending a vote from

Secretary Paul Pate, and 8 abstentions. Chairman Yaki announces that in the determination of the Chair the Amendment fails.

Resolutions Committee Update

Chairman Yaki introduces Vice Chair of the Board of Advisors Sarah Ball-Johnson, Chair of the Resolutions Committee. She announces that the Resolutions Committee met formally on June 9, 2021 to review the two submitted resolutions. Vice Chair Ball-Johnson explains that the first of the two resolutions was submitted by Secretary Jim Condos on election audits. The second resolution was submitted by Barbara Simons on threats to election officials. Vice Chair Ball-Johnson notes that the Resolutions Committee certified that they were received by the deadline to submit and are true to form. She adds that the proposed resolutions were sent out to the members.

David Beirne asks for a point of clarification on the last vote on the Bylaws. Specifically, he asks if there was a proxy committee established. Chairman Yaki asks EAC General Counsel Kevin Rayburn to respond. Chairman Yaki explains that only three proxy votes were submitted to him and he appointed a Proxy Committee if needed. Mr. Rayburn responds that proper form would be for the Proxy Committee to review those proxies and confirm that they are valid. Chairman Yaki asks Mr. Rayburn to forward the information on proxies to the Proxy Certification Committee for certification.

Resolution 1 – Election Audits

Chairman Yaki introduces Secretary Condos to discuss the proposed resolution. Secretary Condos comments that despite non-partisan experts deeming the 2020 election secure, there have been partisan attempts to use election audits inappropriately. Secretary Condos explains that the proposed resolution recommends to the EAC that the EAC issue a best practices document with regards to post-election audits. Secretary Condos notes that this would help protect election workers and protect the integrity of the election process. Secretary Condos notes that he wrote the proposed resolution in a way that is non-partisan with the intention of having full support.

Ricky Hatch offers support for the proposed resolution but notes that in the version he received, there is a repeated paragraph on the Civil Rights Act of 1960 that should be removed. He also asks that “post-election audits” be expanded to “election audits” in the proposed paragraph outlining transparency. Secretary Condos notes that he considers both to be friendly.

Phillip Stark offers a friendly concern that there is a distinction between different kinds of audits and asks if the resolution is directed at pre-certification election audits rather than post-certification election audits. Secretary Condos responds that because there are different ways to do audits, election officials need an EAC best practices document outlining what all jurisdictions are doing.

Rick Stream comments that the second proposed “whereas” paragraph should be removed because he believes it is a partisan statement. Chairman Yaki asks if that is a formal amendment and Mr. Stream responds that it is. Chairman Yaki reads the paragraph aloud and Mr. Stream confirms that it is the paragraph that he is moving to remove. Philip Stark seconds the motion to remove the paragraph. Chairman Yaki opens to discussion and Secretary Condos asks what makes the paragraph partisan. Mr. Stream responds that he believes that where the paragraph states that non-partisan experts’ claim that the 2020 election was the most secure election in U.S. history is a partisan statement because it does not represent the feelings of many Americans and non-partisan experts cannot be trusted. Mr. Ivey-Soto adds that he did not find it partisan but understands Mr. Stream’s interpretation and thinks it should be removed. Shane Schoeller agrees with Mr. Ivey-Soto and adds that the goals of the proposed resolution can be accomplished without the paragraph in question. Greg Moore asks if removing the non-partisan expert section of the paragraph would quell the concern. John Fogarty offers support for Mr. Stream’s proposed amendment. Alysoun McLaughlin notes that in the future, whereas clauses should not be included in resolutions to avoid controversies but supports the motion to remove the section in this proposed resolution.

Chairman Yaki asks Mr. Stream if Mr. Moore’s proposal would be sufficient, but Mr. Stream states that he would like his original amendment to remove the whole paragraph stand as submitted. Secretary Condos states that while he believes it is not a partisan statement but is willing to remove the paragraph in order to get the resolution through. Mr. Stream withdraws his amendment because the author is willing to remove.

Chairman Yaki exercises his privilege as Chair to offer support for the resolution as written and notes that he is disappointed that the Board moved to remove the paragraph dealing with non-partisan experts.

Mr. Hatch makes a formal amendment to change “post-election audits” to “election audits” in the sixth whereas paragraph. Secretary Condos accepts it as friendly and Mr. Hatch withdraws his amendment.

Board of Advisors Secretary McLaughlin calls roll for a vote for the resolution as amended, including the friendly amendments from Mr. Hatch and the second whereas paragraph being struck. Secretary McLaughlin reports that there are 27 votes in favor with 5 abstentions. Chairman Yaki announces that the resolution passes as amended.

Resolution 2 – Threats to Election Officials

Chairman Yaki introduces the author of the proposed resolution, Barbara Simons. Dr. Simons explains that while the resolution is self-explanatory, she offered the resolution because she was appalled by the threats to election officials in 2020. She adds that election officials are the foundation of democracy.

Barbara Simons moves that the resolution be approved and Dr. Stark seconds the motion. Chairman Yaki opens for discussion. Greg Moore acknowledges the EAC’s work in

assisting in poll worker recruitment, and this resolution would help those efforts in the future. Dr. Stark offers support for the resolution having faced threats himself. Secretary Condos adds that he and his staff also experienced threats, so he supports the resolution as well.

Chairman Yaki calls for any objections to the resolution. There are none and Chairman Yaki announces that the resolution is adopted.

General EAC Update

Chairman Yaki introduces EAC Executive Director Mona Harrington for an update on EAC activities. Executive Director Harrington recognizes the contributions of the Board of Advisors and the election officials across the country. She calls the Board's attention to the new EAC seal that incorporates the EAC's primary functions. Executive Director Harrington lists some of the main EAC accomplishments in 2020: distributing \$825 million in CARES and HAVA Security Grants, approving VVSG 2.0, launching National Poll Worker Recruitment Day, launching the Cyber Access and Security Program, relocating the EAC office to Washington, D.C., chairing the GCC SCC Joint COVID Working Group, publishing documents on best practices relating to the pandemic, co-authoring a CDC guideline for in-person voting, producing a video in coordination with the D.C. Board of Elections, hosting 38 events, commissioning a 2020 Disability and Voting Accessibility Study, and 10,000 press mentions on combating misinformation.

Executive Director Harrington then explains the EAC's anticipated 2021 accomplishments. She notes that the EAC established a new clearinghouse department this year consisting of five election subject matter experts. One of these subject matter experts is focused on voting accessibility, which will help to ensure that voting accessibility permeates the culture of the EAC. The EAC subject matter experts are currently working on a review of EAVS data for quality, an election terms glossary, establishment of state-specific pages in coordination with the National Conference of State Legislatures, a one-stop shop for election information, election Frequently Asked Questions, training videos, voter education, election material template library, best practices, Lessons Learned from 2020 Report in coordination with MIT, audit best practices, and chain of custody guidance. The EAC also established a new FACA Board, the Local Leadership Council. Executive Director Harrington notes that the EAC expects to release the 2020 EAVS in August of 2021. She adds that the EAC is working on implementing a pilot e-pollbook program focused on security and accessibility. Executive Director Harrington comments that the EAC Office of Inspector General has identified the states to be audited this year, which include Arizona, California, Delaware, Indiana, Georgia, Ohio, Pennsylvania, and Washington. She notes that EAC staff are available to assist in the audit process.

Executive Director Harrington then provides an update on VVSG 2.0 next steps. The four main areas that the EAC is working on concurrently are the NIST NVLAP preparedness tests, establishing an end-to-end encryption program, adopting a VVSG lifecycle policy, and lab accreditation. She explains that the NVLAP process includes determining the

competencies of laboratory personnel in order to meet the upgraded VVSG 2.0 requirements. These new competencies might include evaluating data schemas for conformance with interoperability requirements, conducting penetration testing, and evaluating end-to-end cryptographically verifiable systems for correct protocol implementations. The NVLAP process includes a checklist of technical requirements that a voting system test laboratory (“VSTL”) will be assessed against, which also requires updating based on the new VVSG requirements. NIST will also work with the EAC to help VSTLs prepare for accreditation under VVSG 2.0.

Executive Director Harrington explains the end-to-end encryption program. She notes that there are a limited number of experts for the type of encryption required, so the EAC will engage with external partners to create the evaluation program mandated in the VVSG 2.0 requirements. The program is scheduled to be completed by Fall of 2021.

Executive Director Harrington explains that the EAC expects to have a final draft of the VVSG 2.0 Lifecycle Policy by late Fall of 2021. Executive Director Harrington encourages the Board of Advisors to provide feedback later in the meeting and explains that the EAC will also receive feedback from the TGDC, VSTLs, voting system manufacturers, and NIST on the Lifecycle Policy.

Executive Director Harrington also explains the VSTL accreditation process for VVSG 2.0. She notes that this will follow the NIST NVLAP process and NIST and the EAC will be prepared to issue interim accreditations to add VVSG 2.0 to existing VSTL accreditations. Executive Director Harrington explains that the VSTLs have indicated a willingness to apply when the program is able to accredit, but the VSTLs may need to conduct additional training and adjust their test methods and other program elements. The EAC is prepared to help with the VSTL accreditation process by sharing information on a regular basis.

Executive Director Harrington provides more detail on the E-Poll Book Evaluation Pilot Program. She explains that the EAC will create a program manual detailing the program and the requirements of the program will be developed and published similar to the VVSG but with a narrower scope. The testing will be conducted by EAC accredited VSTLs and testing reports will be posted on the EAC website. Executive Director Harrington explains that the program will be voluntary and manufacturer participation would be necessary to make the program successful. She emphasizes that the program must be agile to avoid too much additional overhead or cost. She notes that the EAC will continue to solicit feedback on the program from the Board of Advisors.

Executive Director Harrington highlights the increase in the EAC budget, which allows for significant enhancements and accomplishments at the EAC.

Executive Director Harrington updates the Board of Advisors on HAVA and CARES grants. She explains that as of March 31, 2021, states have expended 51% of the \$805 million awarded HAVA grants. Executive Director Harrington explains that the funds are primarily used to upgrade voting equipment, increase voter registration and system

security upgrades, implement multi-factor authentication for system access, conduct post-election audits, increase cyber security, and conduct training on cyber security processes. Executive Director Harrington notes that as of December 31, 2020, states had expended 82% of the \$400 million of CARES funding.

Linda Lamone asks about the process for VVSG 1.0 sunseting and if the Boards and TGDC will be involved. Executive Director Harrington responds that it will follow the same process of the other policy documents of the VVSG. Ms. Lamone follows up and asks if the Boards will be involved in the E-Pollbook Pilot Program. Executive Director Harrington responds that they will.

[Chairman Yaki initiates a 5-minute break beginning at 2:42 p.m. EDT and concluding at 2:47 p.m. EDT]

Statement from EAC Vice Chairman Hicks

Chairman Yaki recognizes Commissioner Hicks for a brief statement. Vice Chair Hicks thanks the Board of Advisors for their commitment and assures the Board that all of their comments and concerns are taken into consideration by the Commissioners.

Statement from Commissioner Hovland

Chairman Yaki recognizes Commissioner Hovland for a brief statement. Commissioner Hovland echoes all other Commissioner statements and thanks the Board of Advisors.

Proxy Certification Committee Report

On behalf of Barbara Simons, Shane Schoeller reports that Chairman Yaki holds two proxy votes on behalf of David Kladney and Mark Ritchie. Marc Guthrie also holds a proxy vote for Jim Dickson.

Results of Board of Advisors Executive Board Election

On behalf of the Election Certification Committee, Shane Schoeller announces that the election for the office of Chair resulted in a 14-14 tie between Keith Ingram and Alysoun McLaughlin.

Greg Moore received 28 votes for Vice Chair.

Ricky Hatch received 28 votes for Secretary.

Mr. Schoeller explains that the Bylaws call for an automatic recount of the votes cast for the tied candidates. Mr. Schoeller adds that this recount has been conducted, so the Bylaws require a runoff vote between the top two vote-getters. He adds that if, after the runoff election, there is still a tie then the Election Certification Committee will resolve the tie by tossing a coin.

Chairman Yaki asks Ms. Barton to confirm that a recount was conducted. She confirms that it was. Ms. Barton explains that a new ballot will be sent out via email for the runoff election for the office of Chair.

Chairman Yaki calls for a motion to amend the agenda to allow for the runoff election for the office of Chair. Sarah Ball-Johnson moves to amend the agenda and Barbara Simons seconds the motion. There are no objections and the motion is adopted.

David Beirne requests to hear from the candidates prior to the runoff election. Chairman Yaki asks Mr. Schoeller to flip a coin to see who will give their statement first. The result of the coin flip is that Mr. Ingram will speak first.

Mr. Ingram introduces himself and lists his credentials. He explains that he has been involved with the VVSG process for many years. Mr. Ingrams adds that he was involved with the interoperability and cybersecurity working groups that NIST put together for the VVSG. He comments that the VVSG needs to remain central to the Board's activity while advising the EAC on other things as well.

Ms. McLaughlin introduces herself and lists her credentials. She highlights that she was asked to serve as Secretary of the Board of Advisors when someone needed to step forward and served on the Executive Committee for the last two terms of the Executive Committee. Ms. McLaughlin notes that, if elected, she will be the one hold over on the Executive Committee and will provide continuity and additional insight. She highlights the Board's advisory capacity and ensures that each member will have a say in the Board's agenda.

VVSG Update

Chairman Yaki introduces EAC Testing and Certification Director Jon Panek to provide an update on the Voluntary Voting System Guidelines.

Mr. Panek begins by discussing enhancements to the 3.0 version of the Testing and Certification Manual. He explains that these enhancements include a component testing pilot program in Appendix F and penetration testing as part of the test readiness review in Section 4.5.

Mr. Panek explains that there will be some additional changes in version 3.1 of the Testing and Certification Manual. These changes include essential patent claims disclosure, direct and indirect ownership interest disclosure, submission for certification within 24 months of approval of registration, and RFI and NOC incorporation. Mr. Panek explains that there will be additions to manufacturer agreements to ensure that the EAC has situational awareness of certain critical aspects of voting system testing outside of the EAC program or while in use.

Mr. Panek moves to the VVSG 2.0 Lifecycle Policy, which is targeted to be released by Fall of 2021. He explains that the intent of the policy is to help facilitate migration to the new VVSG 2.0 standard by providing guidance on deprecation of obsolete standards, VVSG update cadence, and versioning of future standards. Mr. Panek requests the Board's feedback to ensure that the policy is robust and serves its purpose while minimizing negative impacts.

Mr. Panek explains deprecation and asks for feedback on the options for the deprecation policy. David Beirne asks if there has been feedback from VSTLs and manufacturers on potential increases in time and cost. Mr. Panek responds that the EAC has received feedback but does not anticipate changes to the test plan and test report to cause any significant change in timelines. Philip Stark asks how the EAC will establish the competencies of VSTLs to test things like end-to-end encryption. Mr. Panek responds that the EAC is currently working to establish the end-to-end testing program and is working with NIST to help prepare the VSTLs. Mr. Panek adds that some of those competencies will have to be built into the accreditation for the VSTLs. Dr. Stark follows up with some concern and wishes to revisit the issue after the program is more fully developed.

Mr. Panek then turns to VVSG update cadence. He notes that the VVSG needs to remain agile and responsive. He adds that a regular update cycle for minor changes will reduce overhead for the VVSG process. Mr. Panek reiterates that this is for minor changes and the EAC proposes an update cycle of every 18 or 24 months. He opens to comment. Alysoun McLaughlin asks how the Board's annual meeting schedule would be accommodated under the proposed cycle. Mr. Panek responds that the changes should be minimal, but the EAC will use the HAVA process for the updates.

Mr. Panek asks the Board for feedback on proposed versioning schemas for minor changes, which include utilizing a minor version or a revision version. He notes that when backwards compatibility cannot be maintained, the version will be updated to 3.0. Ricky Hatch comments that using the minor version would be easier as reference. David Beirne asks what the threshold standard is for backwards compatibility. Mr. Panek responds that backwards compatibility is broken when new standards make current equipment and software or testing obsolete.

Richard Pilger comments that the Department of Justice has a working group stood up on how to address threats to election officials. He offers to facilitate communication with the Federal Bureau of Investigation as well. Mr. Pilger apologizes for his statement being off topic but wanted to be sure to say it during the meeting at some point.

Keith Ingram brings up the deprecation options and asks what the next step is on making a decision. Mr. Panek says the next step is internal debate and that he is also open to all comments via email.

Barbara Simons asks that the presentation slides be shared with the Board.

Alysoun McLaughlin asks if there is a timetable on the decisions for deprecation. Mr. Panek says that it is an open-ended discussion at this point.

Federal Partner Update

NIST

Chairman Yaki introduces Sharon Laskowski and Kevin Mangold of NIST. Mr. Mangold explains he will address the NIST response to Section 7 of Executive Order 14019 on promoting access to voting. He comments that NIST posted an RFI to the Federal Register seeking information on barriers to private and independent voting for voters with disabilities including access to voter registration, voting technologies, voting by mail, polling locations, and poll worker training. Mr. Mangold requests that the Standards Board submit information to the RFI.

Neal Kelley adds that there is a fifteen-member committee that the White House has stood up on the Executive Order that NIST discussed. Mr. Kelley notes that he is a member of the committee and is open to input from the Board members.

CISA

Chairman Yaki introduces Geoff Hale from the Cybersecurity & Infrastructure Security Agency (“CISA”) at the Department of Homeland Security. Mr. Hale explains that CISA’s role is to ensure that the election community has the information and tools that it needs to adequately assess risk to the election process and to protect, detect, and recover from those risks. Mr. Hale explains that in 2020 there was a series of advanced persistent threat actor activity but no indication that there was an attempt to alter any technical aspect of the voting process. Mr. Hale provides an overview of the threat landscape and notes that CISA recommends the following mitigations to reduce election infrastructure entity cyber risk: improve phishing defenses, patch vulnerabilities on a regular schedule, update software, and securely configure internet-accessible ports and services. Additionally, CISA recommends strengthening password practices, having backups, replacing unmaintainable equipment, and implementing network segmentation. CISA also released risk analyses prior to the 2020 election to support election infrastructure.

Mr. Hale notes that CISA offers cybersecurity services, including vulnerability scanning and remote penetration testing. He adds that CISA has assumed the responsibility of the DOTGOV Act of 2020, and he encourages election officials to move to a .gov domain to ensure trust. Mr. Hale informs the Board of upcoming training activities and opens to questions.

Secretary Condos thanks Mr. Hale and asks if an invite has gone out for the upcoming trainings. Mr. Hale says that it has but it can be resent. Secretary Condos comments that CISA’s resources have been invaluable in his state.

Neal Kelley also thanks CISA and Mr. Hale. He adds that the DOTGOV processes has been well executed.

David Beirne asks if CISA has considered implementing risk management training at the state level and if there is a way for the EAC could be more involved in any way. Mr. Hale responds that risk management training is available but CISA has not prioritized that implementation. Mr. Hale adds that CISA is proud to support the EAC in any way and notes that the EAC is a strong partner.

Dean Logan agrees with Mr. Kelley and personally thanks Mr. Hale.

Results of the Runoff Election for the Office of Chair

Shane Schoeller announces the results of the runoff election on behalf of the Election Certification Committee. He reports that Alysoun McLaughlin has won the runoff election with a final vote total of 15 to 12.

Chairman Yaki allows Ms. McLaughlin to make a brief comment. Ms. McLaughlin comments that she will work closely with Mr. Ingram and all members of the Board. She notes that Phillip Stark previously commented that he received threats, but the work of all members of the Board is a public service. She comments that she is excited to continue the work of the Board of Advisors and utilize the Board member's expertise.

Oath Of Office

Commissioner McCormick recites the oath of office for Alysoun McLaughlin, Gregory Moore, and Ricky Hatch. They are sworn in as the new officers of the Board of Advisors Executive Board.

Adjournment

Chairman Yaki thanks the Board of Advisors and encourages them to keep up the good work.

Marc Guthrie moves to adjourn the meeting. Barbara Simons seconds the motion. There are no objections and the meeting is adjourned.

The June 23, 2021 virtual meeting of the United States Election Assistance Commission Board of Advisors adjourned at 3:49 p.m.

From: Tina Barton<TBarton@eac.gov>

Sent on: Monday, August 16, 2021 8:17:57 PM

To: mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds@ (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch@ (b) (6); Alysoun (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick (b) (6); Stream, Rick (b) (6); ehurley (b) (6)

CC: Mona Harrington (b) (6); Kevin Rayburn (b) (6); Bert Benavides (b) (6); Amanda Joiner (b) (6)

Subject: 2020 EAVS

Dear Board of Advisors,

The [2020 Election Administration and Voting Survey \(EAVS\)](#) is now available on the U.S. Election Assistance Commission's website. As you are aware, the EAVS collects election administration data from local election jurisdictions in all 50 states, the territories, and the District of Columbia on voter registration, military and overseas voting, vote by mail, early and election day polling place operations, voter participation, and election technology. The EAC would also like to thank all of the state and local election officials who took time to submit and review data to ensure the 2020 EAVS report is an accurate reflection of the 2020 general election. Your time and efforts are greatly appreciated.

Here are just a few of the highlights from the 2020 EAVS:

- This election saw the highest turnout of any federal general election recorded by EAVS to date with 67.7% of the citizen voting age population casting ballots that were counted.
- More than 209 million people were active registered voters for the 2020 general election and more than 161 million voters cast ballots that were counted for this election.
- 30.5% of voters cast their ballots in-person on Election Day, and 43.1% of the electorate cast their ballots utilizing vote by mail.
- States reported a total of 132,556 polling places where 775,101 poll workers assisted voters with in-person early and Election Day voting.
- The percentage of poll workers ages 18 to 25 and 26 to 40 increased to 6.2% and 15.0%, respectively.
- The percentage of poll workers ages 61 to 70 and 71 and older decreased to 27.3% and 20.1%, respectively.

Tomorrow, August 17 from 1-3 p.m., the EAC will be holding a [virtual roundtable discussion on the 2020 EAVS and 2020 Elections Lessons Learned](#).

The 2020 EAVS marks the ninth iteration of the biennial survey. We hope that you will take a look at the findings, and share across your networks. The EAC will be releasing additional EAVS materials very soon and we will continue to keep you updated on these and other resources.

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Phillip Olaya<POlaya@eac.gov>

Sent on: Monday, August 16, 2021 2:19:46 PM

To: Benjamin Hovland<bhovland@eac.gov>; Thomas Hicks<thicks@eac.gov>

Subject: House Judiciary Hearing - Redistricting

FYI. House Judiciary Subcomm. Hearing happening now. Usual witnesses. Minority witnesses from PILF and Hans.

1. Monday, August 16, House Judiciary, Subcommittee on the Constitution, Civil Rights, and Civil Liberties,

[Oversight of Voting Rights: Potential Legislative Reforms](#)

- o The Honorable Kristen Clarke
Assistant Attorney General for Civil Rights, U.S. Department of Justice
- o Mr. Jon M. Greenbaum
Chief Counsel and Senior Deputy Director, Lawyers Committee for Civil Rights Under Law
- o Mr. Wade Henderson
Interim President and CEO, The Leadership Conference on Civil and Human Rights
- o Ms. Sophia Lin Lakin
Deputy Director, Voting Rights Project, American Civil Liberties Union
- o Dr. James Peyton McCrary
Professorial Lecturer in Law, The George Washington University Law School
- o Ms. Maureen Riordan
Litigation Counsel, Public Interest Legal Foundation
- o Mr. Thomas A. Saenz
President and General Counsel, Mexican American Legal Defense and Educational Fund
- o Mr. Samuel Spital
Director of Litigation, NAACP Legal Defense and Educational Fund, Inc.
- o Mr. Hans A. von Spakovsky
Senior Legal Fellow, The Heritage Foundation
- o Ms. Wendy R. Weiser
Vice President, Democracy, Brennan Center for Justice

From: McLaughlin, Alysoun N <(b) (6)>

Sent on: Wednesday, August 11, 2021 11:28:44 PM

To: reynolds (b) (6); tmattice (b) (6); Chris Herren (b) (6);
mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6);
Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6);
jim.condos (b) (6); Eric Covey (b) (6); kingram (b) (6);
linda.lamone (b) (6); Amy Coher (b) (6); nikki.charlson (b) (6);
rhatch (b) (6); howard (b) (6); dlogan (b) (6);
mwinn (b) (6); Neal.kelley (b) (6); .com; myaki (b) (6); michae (b) (6);
dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon
(secondary) (b) (6); Patrick Cannon (b) (6); Bruce
Bailey (b) (6); Richard Pilger (b) (6); David
Beirne (b) (6); stark (b) (6); pbstark (b) (6);
eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6);
Gregory Moore (b) (6); gregmoore (b) (6);
norden (b) (6); jfogarty (b) (6); Don Gray (b) (6);
donaldmarkritchie (b) (6); Rick Stream (b) (6);
sschoeller (b) (6); ehurley (b) (6);

CC: Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>; Mona
Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin
Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Bert
Benavides <(b) (6)>

Subject: REMINDER: THURSDAY @ 4ET: Special Committee on the VVSG Lifecycle Policy

This is a reminder of the VVSG Lifecycle Policy Special Committee Meeting tomorrow at 4:00pm eastern time (1:00 pacific time).

Also, a special thank you to the sharp-eyed staff member in Dean Logan's office who caught an error in the Zoom meeting setup. The correct time is as advertised in the subject line and in bold text in the email. Here is the corrected Zoom link (with no change except for the correct time of the meeting):

Alysoun McLaughlin is inviting you to a scheduled Zoom meeting.

Topic: VVST Lifecycle Policy Special Committee

Time: Aug 12, 2021 04:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/84624054578?pwd=L2Q4QmR0dWw2cTFaQUcxazZOelBtQT09>

Meeting ID: 846 2405 4578

Passcode: (b) (6)

One tap mobile

+13017158592,,84624054578#,,,,*300219# US (Washington DC)

+13126266799,,84624054578#,,,,*300219# US (Chicago)

Dial by your location

+1 301 715 8592 US (Washington DC)

+1 312 626 6799 US (Chicago)

+1 929 436 2866 US (New York)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

Meeting ID: 846 2405 4578

Passcode: (b) (6)

Find your local number: <https://us02web.zoom.us/j/84624054578?pwd=L2Q4QmR0dWw2cTFaQUcxazZOelBtQT09>

From: McLaughlin, Alysoun N

Sent: Monday, August 09, 2021 2:43 PM

To: reynolds (b) (6); 'Tim Mattice' (b) (6); Chris Herren (b) (6);
(b) (6); mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-
soto@ (b) (6); Iveysoto (b) (6); paul.pate (b) (6); emily.dawson (b) (6);
jim.condos (b) (6); eric.covey (b) (6); kingram (b) (6); linda.lamone (b) (6);
acohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); howard (b) (6);

Dlogan (b) (6); mwinn (b) (6); neal.kelley (b) (6); myak (b) (6);
michae (b) (6); dkladnev (b) (6); mguthrie (b) (6); guthrie (b) (6);
pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6);
david.e.beirne.civ (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6);
Sarah.Johnson (b) (6); simons (b) (6); gregorytmoore (b) (6); gregmoore (b) (6);
norden (b) (6); jfogarty (b) (6); don.gray (b) (6); donaldmarkritchie (b) (6);
rstream (b) (6); sschoeller (b) (6); ehurley (b) (6)

Cc: cmccormick@eac.gov; 'Tina Barton' <TBarton@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; bbenavides (b) (6)

Subject: THURSDAY @ 4ET: Special Committee on the VVSG Lifecycle Policy

The Special Committee on the VVSG Lifecycle Policy will hold a second meeting on **Thursday, August 12 at 4:00 eastern time** to discuss the comments that we are aware of, so far, on the EAC Lifecycle Policy, and have a conversation about the timing and scope of the committee's work moving forward. I realize that some of you may be en route to NASS, but I'd like to meet before the late August vacation schedules get the best of us, and this worked best for those who have already expressed an interest.

All members of the Board of Advisors are welcome to participate, and I specifically encourage those of you who do not feel that you are technical specialists to join in the conversation.

Topic: VVST Lifecycle Policy Special Committee

Time: Aug 12, 2021 01:00 PM [error, should be 04:00 PM -ANM] Eastern Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/84624054578?pwd=L2Q4QmR0dWw2cTFaQUcxazZOelBtQT09>

Meeting ID: 846 2405 4578

Passcode: (b) (6)

One tap mobile

+13017158592,,84624054578#,,,,*300219# US (Washington DC)

+13126266799,,84624054578#,,,,*300219# US (Chicago)

Dial by your location

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+1 929 436 2866 US (New York)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

Meeting ID: 846 2405 4578

Passcode: (b) (6)

Find your local number: <https://us02web.zoom.us/u/kcp4YzcTei>

From: McLaughlin, Alysoun N

Sent: Sunday, August 08, 2021 9:23 PM

To: [reynolds](#) (b) (6); 'Tim Mattice' <(b) (6)>; Chris Herren (b) (6) <(b) (6)>; [mcott](#) (b) (6); [mwoods](#) (b) (6); [Kevin.Bratcher](#) (b) (6); [daniel.ivey](#) (b) (6); [soto](#) (b) (6); [lveysoto](#) (b) (6); [paul.pate](#) (b) (6); [emily.dawson](#) (b) (6); [jim.condos](#) (b) (6); [eric.covey](#) (b) (6); [kingram](#) (b) (6); [linda.lamone](#) (b) (6); [acoher](#) (b) (6); [nikki.charlson](#) (b) (6); [rhatch](#) (b) (6); [howard](#) (b) (6); Dlogan (b) (6); mwinn (b) (6); neal.kelley (b) (6); myak (b) (6); michae (b) (6); dkladnev (b) (6); mguthrie (b) (6); guthrie (b) (6); pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6); david.e.beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah.Johnson (b) (6); simons (b) (6); gregorytmoore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); don.gray (b) (6); donaldmarkritchie (b) (6); rstream (b) (6); sschoeller (b) (6); ehurley (b) (6)

Cc: cmccormick@eac.gov; Tina Barton <TBarton@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; bbenavides (b) (6)

Subject: Weekly Board of Advisors email

Members of the U.S. EAC Board of Advisors:

My focus has been elsewhere this week, so I must confess that I don't have much to report. Like many of you, I have been preparing for the 2022 election season, reviewing the recent guidance from the Justice Department at <https://www.justice.gov/opa/pr/justice-department-issues-guidance-federal-statutes-regarding-voting-methods-and-post> and keeping an eye on the discussions about election legislation on Capitol Hill.

I hope to have news for you soon about the next meeting of the VVSG Lifecycle Policy Special Committee.

The EAC work product that I want to commend to you this week is their quarterly newsletter, which was shared on Friday and can be found at https://www.eac.gov/sites/default/files/2021-08/August_2021_Newsletter.pdf. I think they did a really nice job of presenting their quarterly update in a readable format, explaining not just the "what" but also the "so what" of their work in the last quarter. There are also bios of the new staff included.

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<https://www.eac.gov/events/2021/08/17/roundtable-discussion-2020-eavs-and-2020-elections-lessons-learned>. If you have concerns or questions that you would like to raise in advance of the release of that report, drop me a line or give me a call. I'd like to revive the BOA Research Committee and set up a meeting after that report comes out; if you'd like to help with that, let me know using the survey link below.

We're up to a 20% response rate on the survey. If you haven't already responded, can you take a minute and do so? I'll be reaching out this week to those who responded indicating that they would like to serve on a committee. The survey link is <https://app.smartsheet.com/b/form/b6030f77a28f40b1b6562fdd6a188c82>

Until next week,

Alysoun McLaughlin
Chair, Board of Advisors

(b) (6)

(b) (6)



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

From: McLaughlin, Alysoun N <[REDACTED]>

Sent on: Monday, August 9, 2021 6:42:32 PM

To: reynolds [REDACTED]; tmattice [REDACTED]; Chris Herren [REDACTED];
mcot [REDACTED]; mwoods [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey-soto [REDACTED];
Iveysoto [REDACTED]; paul.pate [REDACTED]; Emily Dawson [REDACTED];
jim.condos [REDACTED]; Eric Covey [REDACTED]; kingram [REDACTED];
linda.lamone [REDACTED]; Amy Cohen [REDACTED]; nikki.charlson [REDACTED];
rhatch [REDACTED]; howard [REDACTED]; dlogan [REDACTED];
mwinn [REDACTED]; Neal.kelley [REDACTED]; myaki [REDACTED]; michae [REDACTED];
dkladney [REDACTED]; mguthrie [REDACTED]; guthrie [REDACTED]; Patrick Cannon [REDACTED];
(secondary [REDACTED]; Patrick Cannon [REDACTED]; Bruce
Bailey [REDACTED]; Richard Pilger [REDACTED]; David
Beirne [REDACTED]; stark [REDACTED]; pbstark [REDACTED];
eberke [REDACTED]; Sarah Johnson [REDACTED]; simons [REDACTED];
Gregory Moore [REDACTED]; gregmoore [REDACTED];
norden [REDACTED]; jfogarty [REDACTED]; Don Gray [REDACTED];
donaldmarkritchie [REDACTED]; Rick Stream [REDACTED];
sschoeller [REDACTED]; ehurley [REDACTED];

CC: Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Bert Benavides [REDACTED]

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Topic: VVST Lifecycle Policy Special Committee

Time: Aug 12, 2021 01:00 PM Eastern Time (US and Canada)

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<https://us02web.zoom.us/j/84624054578?pwd=L2Q4QmR0dWw2cTFaQUcxazZOelBtQT09>

Meeting ID: 846 2405 4578

Passcode: [REDACTED]

One tap mobile

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+13126266799,,84624054578#,,,,*300219# US (Chicago)

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+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

Meeting ID: 846 2405 4578

Passcode: [REDACTED]

Find your local number: <https://us02web.zoom.us/u/kcp4YzcTei>

From: McLaughlin, Alysoun N

Sent: Sunday, August 08, 2021 9:23 PM

To: reynolds [REDACTED]; Tim Mattice [REDACTED]; Chris Herren [REDACTED];
<chris.herren [REDACTED]>; mcott [REDACTED]; mwoods [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey-
soto@ [REDACTED]; Iveysoto [REDACTED]; paul.pate [REDACTED]; emily.dawson [REDACTED];
jim.condos [REDACTED]; eric.covey [REDACTED]; kingram [REDACTED]; linda.lamone [REDACTED];

acoher (b) (6); nikki.charlson (b) (6); rhatch (b) (6); howard (b) (6)
Dlogar (b) (6); mwinn (b) (6); neal.kelley (b) (6); myak (b) (6)
michae (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6)
pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6)
david.e.beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6)
Sarah.Johnson (b) (6); simons (b) (6); gregorytmoores (b) (6); gregmoore (b) (6)
norden (b) (6); jfogarty (b) (6); don.gray (b) (6); donaldmarkritchie (b) (6)
rstream (b) (6); sschoeller (b) (6); ehurley (b) (6)

Cc: cmccormick@eac.gov; Tina Barton <TBarton@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; bbenavides (b) (6)

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<https://www.eac.gov/events/2021/08/17/roundtable-discussion-2020-eavs-and-2020-elections-lessons-learned>. If you have concerns or questions that you would like to raise in advance of the release of that report, drop me a line or give me a call. I'd like to revive the BOA Research Committee and set up a meeting after that report comes out; if you'd like to help with that, let me know using the survey link below.

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Until next week,
Alysoun McLaughlin
Chair, Board of Advisors

(b) (6)
[Redacted signature block]



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

From: Tina Barton<TBarton@eac.gov>

Sent on: Friday, August 6, 2021 3:16:55 PM

To: mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Stream, Rick (b) (6)

CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6)

Subject: EAC Quarterly Newsletter



Greetings from Commissioner McCormick and the EAC staff.

This quarter's newsletter includes important updates, new EAC resources, and other information on what is happening at the EAC! [The full newsletter is available now.](#) Here are a few things you'll find in this edition:

- New EAC Resources – Chain of Custody Best Practices and an updated Glossary of Election Terminology
- 2020 Election Administration and Voting Survey (EAVS) will be released this month! Mark your calendars, August 17th from 1-3 p.m., the EAC will hold a virtual roundtable to discuss the EAVS data and a new report on 2020 elections lessons learned
- CTCL Summer School – election cybersecurity training is still available
- Updates from our Testing and Certification and Grants Teams
- Meet our Subject Matter Expert Team
- Executive Order Information
- EAC Interview Series highlighting best practices and other election administration information

If your staff or colleagues are interested in signing up to receive EAC newsletters and other periodic updates, [please sign up on our website.](#) You can also share [this link for the full newsletter](#) or the [pdf version.](#)

Respectfully,

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Phillip Olaya<POlaya@eac.gov>

Sent on: Monday, August 2, 2021 7:55:36 PM

To: Benjamin Hovland<bhovland@eac.gov>; Thomas Hicks<THicks@eac.gov>

Subject: Jane Mayer's Piece in The New Yorker

Here's [The New Yorker](#) piece by Jane Mayer that has gotten some attention today. Interesting excerpts include the following points. We've tracked or know about most of these groups, but I think one new revelation is that those groups receive funding from a Milwaukee-based foundation, the [Lynde and Harry Bradley Foundation](#), whose board includes Cleta Mitchell. Mayer also connects Mitchell to just about every effort in the "Big Lie."

- "Last week, Cyber Ninjas acknowledged having received \$5.7 million in private donations, most of it from nonprofit groups led by Trump allies who live outside Arizona, including Byrne."
- "One of the movement's leaders is the [Heritage Foundation](#), the prominent conservative think tank in Washington, D.C. It has been working with the American Legislative Exchange Council (alec)—a corporate-funded nonprofit that generates model laws for state legislators—on ways to impose new voting restrictions. Among those deep in the fight is [Leonard Leo](#), a chairman of the Federalist Society, the legal organization known for its decades-long campaign to fill the courts with conservative judges. In February, 2020, the Judicial Education Project, a group tied to Leo, quietly rebranded itself as the Honest Elections Project, which subsequently filed briefs at the Supreme Court, and in numerous states, opposing mail-in ballots and other reforms that have made it easier for people to vote."
- "Another newcomer to the cause is the Election Integrity Project California. And a group called FreedomWorks, which once concentrated on opposing government regulation, is now demanding expanded government regulation of voters, with a project called the National Election Protection Initiative."
- "These disparate nonprofits have one thing in common: they have all received funding from the Lynde and Harry Bradley Foundation. Based in Milwaukee, the private, tax-exempt organization has become an extraordinary force in persuading mainstream Republicans to support radical challenges to election rules—a tactic once relegated to the far right. With an endowment of some eight hundred and fifty million dollars, the foundation funds a network of groups that have been stoking fear about election fraud, in some cases for years. Public records show that, since 2012, the foundation has spent some eighteen million dollars supporting eleven conservative groups involved in election issues."
 - o Founders are brothers, one of whom is a founding member of the John Birch Society.
 - o "It has funded conservative projects ranging from school-choice initiatives to the controversial scholarship of Charles Murray, the co-author of the 1994 book "The Bell Curve," which argues that Blacks are less likely than whites to join the "cognitive elite." And, at least as far back as 2012, it has funded groups challenging voting rights in the name of fighting fraud."
- Not significant to the main point, but an interesting fact: "Before Rehnquist became a Supreme Court Justice, in 1971, he lived in Arizona, where he was accused of administering literacy tests to voters of color."
- In addition to Cleta Mitchell, "The board includes [Art Pope](#), the libertarian discount-store magnate, who serves on the board of governors at the University of North Carolina. Pope, who has also acknowledged the legitimacy of Biden's victory, declined to discuss his role at the foundation. Another board member is Paul Clement, a partner at the law firm Kirkland & Ellis, who is one of the country's most distinguished Supreme Court litigators. He could not be reached for comment."
- "[I]n 2016 hackers posted online some of the group's confidential documents, which showed that, once Mitchell became a director, she began urging the foundation to support nonprofit organizations policing election fraud. Mitchell has professional ties to several of the groups that received money, although she says that she has abstained from voting on grants to any of those organizations."
 - o "One recipient of Bradley money is True the Vote . . ."
- The Public Interest Legal Foundation, a group funded by the Bradley Foundation, is leading the way. Based in Indiana, it has become a prolific source of litigation; in the past year alone, it has brought nine election-law cases in eight states.
 - o ". . . Mitchell, who is its chair and sits on its board."
 - o One of the group's directors is John Eastman, a former law professor at Chapman University, in California. On January 4, 2021, he visited the White House, where he spoke with Trump about ways to void the election. In a nod to the Independent Legislature Doctrine, Eastman and Trump tried to persuade Vice-President Mike Pence to halt the certification of the Electoral College vote, instead throwing the election to the state legislatures. Pence was not persuaded.

Two days later, Eastman spoke at Trump’s “Save America” rally in Washington, hours before the crowds ransacked the Capitol in an effort to stop Congress from certifying Biden’s win. “This is bigger than President Trump!” Eastman declared. “It is the very essence of our republican form of government, and it has to be done!” He thundered that election officials had robbed Trump by illegally casting ballots in the name of non-voters whose records they had extracted, after the polls had closed, from a “secret folder” in electronic voting machines.

- o “Two other Public Interest Legal Foundation lawyers—its president, J. Christian Adams, and another board member, [Hans von Spakovsky](#) . . .”

- ▣ At Heritage, von Spakovsky has overseen a national tracking system monitoring election-fraud cases. But its data on Arizona, the putative center of the storm, is not exactly alarming: of the millions of votes cast in the state from 2016 to 2020, only nine individuals were convicted of fraud. Each instance involved someone casting a duplicate ballot in another state. There were no recorded cases of identity fraud, ballot stuffing, voting by non-citizens, or other nefarious schemes.

- “Records show that Italygate was spread by a ‘social welfare organization’ called Nations in Action, whose directors included von Spakovsky.”
 - o “. . . tax filings showing that the group’s 501(c)(3) sibling, the Nations in Action Globally Lifting Up Fund, had received thousands of dollars from the Judicial Crisis Network—a nonprofit enterprise, closely tied to Leonard Leo, that also funds Turning Point Action.”
- “In the next two years, Heritage Action plans to spend twenty-four million dollars mobilizing supporters and lobbyists who will promote ‘election integrity,’ starting in eight battleground states, including Arizona. It is coordinating its effort with the Election Transparency Initiative, a joint venture of two anti-abortion groups, the Susan B. Anthony List and the American Principles Project. The Election Transparency Initiative has set a fund-raising goal of five million dollars. Cleta Mitchell, having left her law firm, has joined FreedomWorks, the free-market group, where she plans to lead a ten-million-dollar project on voting issues. She will also head the Election Integrity Network at the Conservative Partnership Institute, another Washington-based nonprofit.”

From: McLaughlin, Alysoun N <(b) (6)>

Sent on: Sunday, August 1, 2021 12:47:55 AM

To: reynolds (b) (6); tmattice (b) (6); Chris Herren (b) (6);
mco (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-sotc (b) (6);
Iveysotc (b) (6); paul.pate (b) (6); Emily Dawson (b) (6);
jim.condos (b) (6); Eric Covey (b) (6); kingram (b) (6);
linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6);
rhatch (b) (6); howard (b) (6); dlogan (b) (6);
mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michae (b) (6);
dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon
(secondary) (b) (6); Patrick Cannon (b) (6); Bruce
Bailey (b) (6); Richard Pilger (b) (6); David
Beirne (b) (6); stark (b) (6); pbstark (b) (6);
eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6);
Gregory Moore (b) (6); gregmoore (b) (6);
norden (b) (6); jfogarty (b) (6); Don Gray (b) (6);
donaldmarkritchie (b) (6); Rick Stream (b) (6);
sschoeller (b) (6); ehurley (b) (6);

CC: Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Bert Benavides <(b) (6)>

Subject: Weekly Board of Advisors email

Members of the U.S. EAC Board of Advisors:

Here is what I have for you this week.

New members of the Special Committee on the VVSG Lifecycle Policy. Professor Philip Stark of UC Berkeley and Greene County, Missouri, Clerk Shane Schoeller have agreed to serve on the special committee, joining Los Angeles County Registrar-Recorder/Clerk Dean Logan, BOA Vice Chair and former Executive Director of the NAACP National Voter Fund Greg Moore, and BOA Secretary and Weber County, Utah, Auditor Ricky Hatch. Let me know if you wish to serve as well. I will let you all know when we schedule our next meeting, as there is no cap on the number of BOA members who may serve on a special committee. Our first work product was the draft statement that I circulated earlier this week, and that I subsequently submitted to the EAC for consideration.

Thank you to the members of the Board of Advisors who have responded to my survey seeking input on our plans for the year. The link is still live at <https://app.smartsheet.com/b/form/b6030f77a28f40b1b6562fdd6a188c82>. Please take a minute to respond if you haven't already, even if you do not feel that you have much input to offer. I would like to get as many responses as possible.

The EAC work product that I want to share this week is their Voluntary Voting Systems Guidelines webpage at <https://www.eac.gov/voting-equipment/voluntary-voting-system-guidelines>. I have heard from quite a few of you -- not just in our current conversation about the lifecycle policy but over the years, and it is confirmed in the responses to the survey that I have received so far -- that many members of the Board of Advisors do not feel very knowledgeable about the VVSG. And that's completely OK--no need to be apologetic about it. In fact, fresh eyes are great. The Board of Advisors brings together appointees from a wide array of stakeholder organizations, and we all bring different expertise and perspectives to the table. I'll be asking the Executive Board and the Special Committee in the weeks ahead to help with some ideas for closing the knowledge gap that so many of you admit to feeling. In the meantime, I encourage you to review any materials on that website that you are unfamiliar with. You can also find a new public link there to the draft VVSG Lifecycle Policy.

As always, thank you for your service on this important federal advisory committee. Until next week,

Alysoun McLaughlin
Chair, Board of Advisors

(b) (6)



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

From: McLaughlin, Alysoun N <(b) (6)>

Sent on: Tuesday, July 27, 2021 3:24:03 PM

To: mcot <(b) (6)>; mwoods <(b) (6)>; Kevin.Bratcher <(b) (6)>; daniel.ivey-soto <(b) (6)>; Iveysoto <(b) (6)>; paul.pate <(b) (6)>; Emily Dawson <(b) (6)>; jim.condos <(b) (6)>; Eric Covey <(b) (6)>; reynolds <(b) (6)>; kingram <(b) (6)>; linda.lamone <(b) (6)>; Amy Cohen <(b) (6)>; nikki.charlson <(b) (6)>; rhatch <(b) (6)>; howard <(b) (6)>; tmattice <(b) (6)>; dlogan <(b) (6)>; mwinn <(b) (6)>; Neal.kelley <(b) (6)>; myak <(b) (6)>; michael <(b) (6)>; dkldaney <(b) (6)>; mguthrie <(b) (6)>; guthrie <(b) (6)>; Patrick Cannon <(b) (6)>; (secondary <(b) (6)>; Patrick Cannon <(b) (6)>; Bruce Bailey <(b) (6)>; Richard Pilger <(b) (6)>; Chris Herren <(b) (6)>; David Beirne <(b) (6)>; stark <(b) (6)>; pbstark <(b) (6)>; eberke <(b) (6)>; Sarah Johnson <(b) (6)>; simons <(b) (6)>; Gregory Moore <(b) (6)>; gregmoore <(b) (6)>; norden <(b) (6)>; jfogarty <(b) (6)>; Don Gray <(b) (6)>; donaldmarkritchie <(b) (6)>; Rick Stream <(b) (6)>; sschoeller <(b) (6)>; ehurley <(b) (6)>

CC: Christy McCormick <cmccormick@eac.gov>; Tina Barton <TBarton@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Bert Benavides <(b) (6)>

Subject: VVSG Lifecycle Policy - Statement from Special Committee

The Special Committee on the VVSG Lifecycle Policy met via Zoom on Monday, July 26, at 1:00 p.m. eastern time. Notice of the meeting was given to all members of the Board of Advisors on Friday, July 23. All members of the Board of Advisors were invited to attend the meeting, and all who attended were appointed to serve on the Special Committee. Appointed members are:

Chair: Alysoun McLaughlin

Members: Dean Logan, Greg Moore, Ricky Hatch

This is a reminder that comment on the preliminary conversation draft of an EAC VVSG Lifecycle Policy circulated on July 18, 2021, is due today. This is not a hard deadline for input; the EAC will continue circulating it until they are confident that the document is ready to post for public comment. However, feedback as early as possible in this process is encouraged.

Please send your thoughts and suggestions directly to our DFO and ADFO at cmccormick@eac.gov and tbarton@eac.gov and copy your feedback to the BOA Executive Board at alysoun.mclaughlin@eac.gov, gregmoore@eac.gov and rhatch@eac.gov

The Special Committee discussed that the Board of Advisors is an institutional stakeholder in this process and, as such, offers the following statement for discussion and consideration:

“The Help America Vote Act of 2002, in establishing the Standards Board and the Board of Advisors, requires each Board to ‘hold a meeting of its members *not less frequently than once every year for purposes of voting on the voluntary voting system guidelines* referred to it under section 222’ (emphasis added). As the Help America Vote Act specifies a 12-month update cycle, this should also be the intent of the EAC VVSG Lifecycle Policy, not the proposed alternatives of an 18-month or a 24-month update cycle.

“The conversation draft proposes minor and major revisions of the VVSG, and it is understood that major updates will generally take much longer than a single year. However, this need not prevent a renumbered version from being presented to the Standards Board and the Board of Advisors annually according to the review cycle intended in HAVA. While presenting voting system standards to the Boards annually will require the EAC to work on multiple sets of standards updates at once, this is an essential capability for the EAC to achieve the level of agility and responsiveness anticipated in the Lifecycle Policy conversation draft. Similarly, notice of the deprecation of obsolete standards ought to be part of the presentation of voting system standards to the Boards annually.”

Your responses to this statement will be considered by the Special Committee on the VVSG Lifecycle Policy at its next meeting. If you would like to participate, please let me know and I will coordinate with you in scheduling. I will again provide notice to all members, and all who attend will be appointed.

Alysoun McLaughlin

Deputy Election Director

Montgomery County Board of Elections
18753 N. Frederick Avenue, Suite 210
Gaithersburg, Maryland 20879



www.777vote.org

@777vote



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

From: Kevin Rayburn<KRayburn@eac.gov>
Sent on: Friday, July 23, 2021 9:39:23 PM
To: mmorales@usccr.gov
CC: Christy McCormick<CMcCormick@eac.gov>; Mona Harrington<mharrington@eac.gov>; Tina Barton<TBarton@eac.gov>
Subject: USCCR Appointments to EAC Board of Advisors
Attachments: EAC Letter to USCCR re BOA Appointments 7.23.21.pdf (195.45 KB), Notice-of-Representation-Form-Board-Advisors-2021.pdf (113.61 KB)

Good Afternoon Mr. Morales,

Please find attached a follow-up letter concerning the U.S. Commission on Civil Rights' appointments to the U.S. Election Assistance Commission Board of Advisors.

Sincerely,

Kevin Rayburn|General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov



U.S. ELECTION ASSISTANCE COMMISSION
633 3rd St. NW, Suite 200
Washington, DC 20001

July 23, 2021

United States Commission on Civil Rights
Mauro Morales, Staff Director
1331 Pennsylvania Ave., NW, STE 1150
Washington, D.C. 20425
mmorales@usccr.gov

Re: U.S. Election Assistance Commission
Board of Advisors Membership Appointments

Dear Mr. Morales,

This letter is to follow up on the previous letter sent on March 5, 2021 concerning the United States Commission on Civil Rights' representatives to the United States Election Assistance Commission (EAC) Board of Advisors. Under Section 214 of the Help America Vote Act of 2002 (HAVA), your organization is authorized to appoint two members to this federal advisory committee. The members serve two-year terms and are not term limited.

Your current representatives are:

Mr. Michael Yaki
Mr. David Kladney

The terms of the U.S. Commission on Civil Rights' designated representatives expired on April 13, 2021, coinciding with the renewal of the Board of Advisor's Charter. To date we have not received notice from the U.S. Commission on Civil Rights of its designated representatives for the term running from April 13, 2021 – April 13, 2023. Please use the enclosed Notice of Representation form to advise us of your designated representatives to serve on the EAC Board of Advisors for this two-year term. In compliance with HAVA, appointments must be made "in a manner which ensures that the Board of Advisors will be bipartisan in nature and will reflect the various geographic regions of the United States." 52 U.S.C § 20944(b).

Please return this completed form by email to krayburn@eac.gov.

Thank you for your attention to this matter. If we can be of assistance, please feel free to contact us at (b) (6) or krayburn@eac.gov.

Sincerely,

Kevin Rayburn
General Counsel
U.S. Election Assistance Commission

CC: Christy McCormick, EAC Commissioner and Board of Advisors DFO
Mona Harrington, EAC Executive Director
Tina Barton, EAC Senior Program Advisor and Board of Advisors ADFO

Notice of Representation
United States Election Assistance Commission
Board of Advisors

In accordance with 52 U.S.C. § 20944 of the Help America Vote Act of 2002, your office submits the following individual(s) as a member of the Election Assistance Commission Board of Advisors:

Designated Representative

Name: _____

Title: _____

Address: _____

Phone: _____

Email: _____

Party Affiliation: _____

Designated Representative

Name: _____

Title: _____

Address: _____

Phone: _____

Email: _____

Party Affiliation: _____

Name and Title of Appointing Official

Print Name: _____

Print Title: _____

Signature: _____ Date: _____

Please return the completed form via email to EAC General Counsel Kevin Rayburn
(krayburn@eac.gov).

From: McLaughlin, Alysoun N<(b) (6)>
Sent on: Friday, July 23, 2021 6:11:52 PM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); ehurley (b) (6);
CC: Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Mona Harrington<mharrington@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Bert Benavides (b) (6)
Subject: Weekly Board of Advisors email
Attachments: EAC VVSG Lifecycle Policy Conversation Draft.docx (466.93 KB)

Members of the U.S. EAC Board of Advisors:

In the interest of regular communication, I am setting myself a bold goal – I will send a weekly email to all of you with any new information or requests that I have of you. I will not promise to send an email at the same day or time every week, but it will likely be on Fridays or Saturdays. If I have nothing to report or bring to your attention, I will say so.

Here is what I have for you this week:

First, pursuant to my authority as chair under our bylaws, I am announcing my intent to appoint a Special Committee on the VVSG Lifecycle Policy. The committee will meet by Zoom on this upcoming Monday, July 26, at 1:00 p.m. eastern time for the purpose of discussing the previously distributed EAC VVSG Lifecycle Policy and compiling a summary document outlining the perspectives of meeting participants on the draft policy. This meeting will effectively function as a focus group. As a reminder, the EAC is seeking responses to the draft by Tuesday, July 27th. I have attached another copy of the draft policy for your convenience. There is no limit in the bylaws on the number of Board members who may serve on a special committee, so I will appoint all members of the BOA who choose to attend the meeting. The url for the Zoom meeting is

<https://us02web.zoom.us/j/84974720804?pwd=bkpza2k4Qzhldm83aFU4TUM3VHpBUT09> and the Meeting ID is 849 7472 0804. The Passcode is (b) (6)

Second, if you would like to be considered for service on the Bylaws Committee, please let me know by next Friday, July 30, at 5:00 eastern time. Under our bylaws, Secretary Ricky Hatch serves as chair, and the remaining members are serving in a holdover capacity. Ricky would like to convene a meeting in the near future to review the bylaws and, at minimum, address some outdated language separately referencing NACRC and IACREOT.

Third, I am resharing the link to the survey that I distributed last week; please respond! The link is <https://app.smartsheet.com/b/form/b6030f77a28f40b1b6562fdd6a188c82> and I must say that the response rate, so far, has been abysmal. Please participate in the survey, even if you only answer a few of the questions. I really want your input and feedback.

The EAC work product that I would like to share this week is their newly revised Glossary of Election Terms at https://www.eac.gov/sites/default/files/glossary_files/Glossary_of_Election_Terms_EAC.pdf. Congratulations to the Commissioners, to Mona and Tina and the rest of their team, and to all who worked with them to update this resource! If you have never reviewed it, please do; it includes nearly 1,300 common terms and phrases used in election administration and is intended to help encourage consistency, as much as we can provide it, when communicating with the public about elections and voting.

THANK YOU,

Alysoun McLaughlin

Chair, Board of Advisors



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19



U.S. ELECTION ASSISTANCE COMMISSION
633 3rd St. NW, Suite 200
Washington, DC 20001

EAC VVSG Lifecycle Policy Conversation Draft

The EAC is currently drafting a VVSG Lifecycle Policy with a targeted release by Fall 2021, to coincide with the implementation of VVSG 2.0. The intent of this policy is to help facilitate migration to the new VVSG 2.0 standard by providing guidance on deprecation of the obsolete standards, establishing a periodic review and update timeline for new standards going forward, and versioning of future standards.

The proposed changes have the potential to significantly impact the usage of the VVSG and EAC certified voting systems. Your feedback is critical to ensuring the policy is robust and serves its purpose, while simultaneously minimizing any negative impacts. The EAC is committed to doing everything we can to make the transition to the new VVSG as smooth as possible.

The following core aspects of the VVSG Lifecycle Policy are being presented to generate discussion and solicit feedback on some of the potential methods of implementation for each area.

VVSG Standard Deprecation

Reducing or eliminating the certification of voting systems to obsolete standards (VVSG 1.0 and 1.1) is a key element in the transition to 2.0. Currently, manufacturers may certify modifications to existing VVSG 1.0 certified systems without bounds around what constitutes a modification vs. a new system. Manufacturers submitting new systems must submit to the most recently implemented VVSG version, which is currently VVSG 1.1. We propose the following options to move adoption of VVSG 2.0 forward while not stranding users of VVSG 1.0 certified systems from not being able to receive critical updates:

1. Allow modifications to currently certified systems indefinitely with a narrowed definition of what is allowed in a modification. The proposed narrowing would exclude the addition of new system components and would resemble the current de minimis change process but allow for additional testing.
2. Allow modifications to currently certified systems indefinitely with no changes to the definition of a modification. This could include a requirement added to the Testing and Certification program manual that would prevent manufacturers from marketing VVSG 1.0 systems as "EAC certified" to new customers 24 months after implementation of VVSG 2.0. We propose that the meaning of "new customer" be analogous to "new implementation" but may need calibration to account for state certification and/or statewide implementations that may be in-progress.
3. Implement deprecation of the obsolete standards approximately 12 months after certification of the first voting system to VVSG 2.0. Modifications to voting systems



U.S. ELECTION ASSISTANCE COMMISSION
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Washington, DC 20001

certified under the obsolete standards would not be allowed; only de minimis changes could be applied.

4. Implement deprecation of obsolete standards approximately 24 months after at least one VSTL is accredited to test against VVSG 2.0. Modifications to voting systems certified under the obsolete standards would not be allowed; only de minimis changes could be applied.

VVSG Update Cadence

Regular updates to the VVSG are essential to ensuring that the standard remains agile and responsive to the needs of acquiring jurisdictions and a continuously evolving technology and legal environment. A regular update cycle will reduce the overhead involved in proposing, reviewing, and approving minor changes to the VVSG. The overall number of changes should be smaller and should not generate as many comments. The program manuals and other program policy documents will not necessarily follow the same cadence.

Updates to the standard during this regular cycle may incorporate items such as requests for interpretation, notices of clarification, errata, and other administrative changes. Additionally, requirements may be added or adjusted to address accessibility concerns, updates to common data formats to support more voting system functions, security updates to patch vulnerabilities, or other updates to accommodate new technologies or standards.

The EAC proposes:

1. An 18-month update cycle; or
2. A 24-month update cycle.

VVSG Configuration Management – Version vs. Revision

The VVSG update cadence is meant to update the standard more frequently than in the past, while maintaining backwards compatibility between major updates. As a result, there will be implications for states that specify a particular version of VVSG in their certification rules, or that only the “latest version” of the VVSG be allowed for certification.

The EAC would like feedback on which of the following versioning schemas allow states the greatest flexibility:

1. Utilizing a minor version: VVSG 2.0, 2.1, 2.2, etc.
2. Utilizing a revision: VVSG 2.0 revision 1, revision 2, etc.

When backwards compatibility is unable to be maintained (e.g., requirements are modified or added that make current equipment, software, or testing obsolete), the version will be updated to VVSG 3.0, VVSG 4.0, etc.

From: McLaughlin, Alysoun N<(b) (6)>
Sent on: Sunday, July 18, 2021 5:34:13 AM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.livey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); ehurley (b) (6);
CC: Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Mona Harrington<mharrington@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Bert Benavides (b) (6)

Subject: Three requests for members of the EAC Board of Advisors
Attachments: EAC VVSG Lifecycle Policy Conversation Draft.docx (466.93 KB)

Members of the U.S. EAC Board of Advisors:

I have been grateful for an opportunity in these last few weeks to disconnect, recharge, and mentally pivot from the 2020 election to preparing for the upcoming 2022 cycle. I hope that you also are building in some relaxation time this summer as, with apologies to Seneca the Younger, “the mind should be allowed some relaxation, that it may return to its work all the better for the rest.”

I am writing to make three requests of you.

1. First, and most urgently, please review the attached conversation draft of an EAC VVSG Lifecycle Policy. The EAC is seeking responses to this draft by Tuesday, July 27th, and intends to continue circulating it for further enhancements until they are confident that the document is ready to post for public comment. **The EAC is seeking your input on continued modification of systems to prior standards, the versioning scheme to be used and its implications for states that adhere to a particular version of the VVSG, and the cadence for updates moving forward.** Even if you feel that your views are known, or you have already offered input on these issues to the EAC, please take a few minutes over the next ten days to compose an email outlining or reiterating your thinking.

Please send your thoughts and suggestions directly to our DFO and ADFO at cmccormick@eac.gov and tbarton@eac.gov and copy your feedback to alysoun.mclaughlin@eac.gov, gregmoore@eac.gov and rhatch@eac.gov so that the Executive Board can knowledgeably summarize your views and advocate on behalf of the Board of Advisors as this process moves forward. Depending on the copies of feedback that Greg, Ricky and I receive, we may also reach out to you with followup questions or initiate further dialogue.

2. Second, please visit https://www.eac.gov/sites/default/files/bestpractices/Chain_of_Custody_Best_Practices.pdf to read a new report regarding best practices for ensuring the chain of custody for election materials. This report was released by the EAC earlier this week and from what I have seen, it has been received quite positively. It contains some useful infographics, explanations of best practices and sample forms. Your feedback on the format and content of this report would be greatly appreciated as the EAC works to expand its clearinghouse resources.

Third, please visit <https://app.smartsheet.com/b/form/b6030f77a28f40b1b6562fdd6a188c82> to complete a survey seeking your input to me in performing my duties as Chair. Feel free to take your time in completing this survey, as it includes some open-ended questions and discussion prompts designed to capture your thoughts on the role and responsibilities of the Board of Advisors and what you personally want to accomplish in your role on the Board during this upcoming year. Your responses will assist me in fulfilling my commitment to you to coordinate our work together, determine committee appointments and “matchmake” between the EAC’s needs and your expertise and concerns. I bear sole responsibility for the questions on this survey and am conducting it on my own behalf; however, depending on your responses I may choose to share them, in whole or in part, with the other members of the Executive Board and with our DFO, ADFO and/or other staff of the Election Assistance Commission.

THANK YOU. Whether you are currently serving as a state or local government official, a representative of a federal agency or department, an opinion leader in the nonprofit sector or in academia, or are working on behalf of voters in any other capacity, you were selected to serve on a federal advisory committee because you have unique and valuable advice to offer to the U.S. Election Assistance Commission. Together with the other members of the Executive Board, I look forward to working with all of you, over the upcoming year, to compile that advice meaningfully to the EAC so that we may assist them in fulfilling their important duties on behalf of our nation’s voters.

Alysoun McLaughlin

Chair, Board of Advisors

(b) (6)
[Redacted]
[Redacted]



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19



U.S. ELECTION ASSISTANCE COMMISSION
633 3rd St. NW, Suite 200
Washington, DC 20001

EAC VVSG Lifecycle Policy Conversation Draft

The EAC is currently drafting a VVSG Lifecycle Policy with a targeted release by Fall 2021, to coincide with the implementation of VVSG 2.0. The intent of this policy is to help facilitate migration to the new VVSG 2.0 standard by providing guidance on deprecation of the obsolete standards, establishing a periodic review and update timeline for new standards going forward, and versioning of future standards.

The proposed changes have the potential to significantly impact the usage of the VVSG and EAC certified voting systems. Your feedback is critical to ensuring the policy is robust and serves its purpose, while simultaneously minimizing any negative impacts. The EAC is committed to doing everything we can to make the transition to the new VVSG as smooth as possible.

The following core aspects of the VVSG Lifecycle Policy are being presented to generate discussion and solicit feedback on some of the potential methods of implementation for each area.

VVSG Standard Deprecation

Reducing or eliminating the certification of voting systems to obsolete standards (VVSG 1.0 and 1.1) is a key element in the transition to 2.0. Currently, manufacturers may certify modifications to existing VVSG 1.0 certified systems without bounds around what constitutes a modification vs. a new system. Manufacturers submitting new systems must submit to the most recently implemented VVSG version, which is currently VVSG 1.1. We propose the following options to move adoption of VVSG 2.0 forward while not stranding users of VVSG 1.0 certified systems from not being able to receive critical updates:

1. Allow modifications to currently certified systems indefinitely with a narrowed definition of what is allowed in a modification. The proposed narrowing would exclude the addition of new system components and would resemble the current de minimis change process but allow for additional testing.
2. Allow modifications to currently certified systems indefinitely with no changes to the definition of a modification. This could include a requirement added to the Testing and Certification program manual that would prevent manufacturers from marketing VVSG 1.0 systems as "EAC certified" to new customers 24 months after implementation of VVSG 2.0. We propose that the meaning of "new customer" be analogous to "new implementation" but may need calibration to account for state certification and/or statewide implementations that may be in-progress.
3. Implement deprecation of the obsolete standards approximately 12 months after certification of the first voting system to VVSG 2.0. Modifications to voting systems



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certified under the obsolete standards would not be allowed; only de minimis changes could be applied.

4. Implement deprecation of obsolete standards approximately 24 months after at least one VSTL is accredited to test against VVSG 2.0. Modifications to voting systems certified under the obsolete standards would not be allowed; only de minimis changes could be applied.

VVSG Update Cadence

Regular updates to the VVSG are essential to ensuring that the standard remains agile and responsive to the needs of acquiring jurisdictions and a continuously evolving technology and legal environment. A regular update cycle will reduce the overhead involved in proposing, reviewing, and approving minor changes to the VVSG. The overall number of changes should be smaller and should not generate as many comments. The program manuals and other program policy documents will not necessarily follow the same cadence.

Updates to the standard during this regular cycle may incorporate items such as requests for interpretation, notices of clarification, errata, and other administrative changes. Additionally, requirements may be added or adjusted to address accessibility concerns, updates to common data formats to support more voting system functions, security updates to patch vulnerabilities, or other updates to accommodate new technologies or standards.

The EAC proposes:

1. An 18-month update cycle; or
2. A 24-month update cycle.

VVSG Configuration Management – Version vs. Revision

The VVSG update cadence is meant to update the standard more frequently than in the past, while maintaining backwards compatibility between major updates. As a result, there will be implications for states that specify a particular version of VVSG in their certification rules, or that only the “latest version” of the VVSG be allowed for certification.

The EAC would like feedback on which of the following versioning schemas allow states the greatest flexibility:

1. Utilizing a minor version: VVSG 2.0, 2.1, 2.2, etc.
2. Utilizing a revision: VVSG 2.0 revision 1, revision 2, etc.

When backwards compatibility is unable to be maintained (e.g., requirements are modified or added that make current equipment, software, or testing obsolete), the version will be updated to VVSG 3.0, VVSG 4.0, etc.

From: Donald Palmer <dpalmer@eac.gov>
Sent on: Monday, June 28, 2021 2:19:18 PM
To: dlogan [REDACTED]
Subject: Re: TGDC Vacancy - Board of Advisors Representative

Thank you Dean.

Get [Outlook for iOS](#)

From: Dean Logan <[REDACTED]>
Sent: Wednesday, June 23, 2021 12:29:03 PM
To: Donald Palmer <dpalmer@eac.gov>
Cc: mcott [REDACTED] <[REDACTED]>; mwoods [REDACTED] <[REDACTED]>; Kevin.Bratcher [REDACTED] <[REDACTED]>; daniel.ivey-soto [REDACTED] <[REDACTED]>; Iveysoto [REDACTED] <[REDACTED]>; paul.pate [REDACTED] <[REDACTED]>; Emily Dawson <[REDACTED]>; jim.condos [REDACTED] <[REDACTED]>; Eric Covey <[REDACTED]>; reynolds [REDACTED] <[REDACTED]>; kingram [REDACTED] <[REDACTED]>; linda.lamone [REDACTED] <[REDACTED]>; Amy Cohen [REDACTED] <[REDACTED]>; nikki.charlson [REDACTED] <[REDACTED]>; rhatch [REDACTED] <[REDACTED]>; Alysoun <Alysoun.Mclaughlin [REDACTED]>; howard [REDACTED] <[REDACTED]>; tmattice [REDACTED] <[REDACTED]>; dlogan [REDACTED] <[REDACTED]>; mwinn [REDACTED] <[REDACTED]>; Neal.kelley [REDACTED] <[REDACTED]>; myak [REDACTED] <[REDACTED]>; michae [REDACTED] <[REDACTED]>; dkladney [REDACTED] <[REDACTED]>; mguthrie [REDACTED] <[REDACTED]>; guthrie [REDACTED] <[REDACTED]>; Cannon (secondary) [REDACTED] <[REDACTED]>; Patrick Cannon [REDACTED] <[REDACTED]>; Patrick <[REDACTED]>; Bruce Bailey <[REDACTED]>; Richard Pilger [REDACTED] <[REDACTED]>; Chris Herren [REDACTED] <[REDACTED]>; Beirne [REDACTED] <[REDACTED]>; stark [REDACTED] <[REDACTED]>; pbstark [REDACTED] <[REDACTED]>; eberke [REDACTED] <[REDACTED]>; Sarah Johnson <[REDACTED]>; simons [REDACTED] <[REDACTED]>; Gregory Moore <[REDACTED]>; gregmoore [REDACTED] <[REDACTED]>; norden [REDACTED] <[REDACTED]>; jfogarty [REDACTED] <[REDACTED]>; Don Gray <[REDACTED]>; donaldmarkritchie [REDACTED] <[REDACTED]>; Rick Stream <[REDACTED]>; sschoeller [REDACTED] <[REDACTED]>; Christy McCormick <[REDACTED]>; cmccormick@eac.gov>; Stream, Rick <[REDACTED]>; Mona Harrington <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Bert Benavides <[REDACTED]>; Kevin Rayburn <KRayburn@eac.gov>; Tina Barton <TBarton@eac.gov>; Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <thicks@eac.gov>

Subject: TGDC Vacancy - Board of Advisors Representative
Good morning, Commissioner Palmer –
Please find attached my letter of interest and bio in response to the vacancy representing the Board of Advisors on the Technical Guidelines Development Committee (TGDC).

Thank you,
-- Dean

DEAN C. LOGAN
Registrar-Recorder/County Clerk
Los Angeles County
www.lavote.net



Dean C. Logan, Los Angeles Registrar-Recorder/County Clerk

Dean C. Logan was appointed Los Angeles County Registrar-Recorder/County Clerk in 2008. The department is responsible for registering voters, maintaining voter files, administering federal, state, local and special elections and verifying initiatives, referenda and recall petitions. Los Angeles County, with more than 500 political districts and 5.7 million registered voters, is the largest and most complex county election jurisdiction in the country.

The Registrar-Recorder/County Clerk also records real property documents; maintains vital records of births, deaths and marriages; issues marriage licenses; performs civil marriage ceremonies; oversees countywide records management and archives programs and processes business filings and other documents. Annually, the Department records more than 2 million real estate documents, issues 1 million certified copies of vital records, issues 59,000 marriage licenses and processes more than 20,000 fictitious business name filings. The Department serves an estimated 3,500 customers daily.

Logan has over 30 years experience in elections administration, records management and public service. Prior to moving to Southern California, Logan served as the Director of Records, Elections and Licensing Services for King County, Washington, as State Elections Director for the Washington Secretary of State; and as the elected County Clerk and Chief Deputy County Auditor in Kitsap County, Washington. Logan is a Past President for the California Association of Clerks and Election Officials (CACEO) and served on the Pew Center on the States' Voter Registration Modernization, Voter Information Project, and Performance Index for Elections working groups.

Logan serves on the Board of Directors for the Election Center (National Association of Election Officials) and on Advisory Boards for the MIT Election Data and Science Lab, the Auburn University MPA Election Certificate Program, and the California State University Northridge MPA Program.

Mr. Logan holds a degree in Organizational Leadership from Azusa Pacific University and an Executive Master of Public Administration from the Evans School of Public Policy and Governance at the University of Washington. He is also an instructor for the Public Sector MPA program at California State University, Northridge.



Los Angeles County Registrar-Recorder/County Clerk

DEAN C. LOGAN
Registrar-Recorder/County Clerk

June 23, 2021

Commissioner Donald Palmer, Chair
United States Election Assistance Commission
633 3rd Street NW, Suite 200
Washington, DC 20001

RE: Board of Advisors Vacancy on the Technical Guidelines Development Committee

Dear Commissioner Palmer:

Please accept this letter of interest in serving as the Board of Advisors' representative to the Technical Guidelines Development Committee (TGDC). The work the TGDC has accomplished in establishing the Voluntary Voting System Guidelines 2.0 is significant. I believe it is critical to ensure ongoing momentum and stewardship as local and state election officials continue to navigate operational and security oversight of voting systems across the country.

My experience as a local and state elections official – and in overseeing the design, development and deployment of the nation's first publicly-owned voting system has afforded me the opportunity to build relationships with the broad range of stakeholders engaged in technical standards and policy related to voting technology. I value collaborative process and transparency as essential to this work. Similarly, representation of and engagement with local election officials who are on the front lines of acquiring, managing, and maintaining elections infrastructure are critically important.

Per your request, please find attached a brief biographical sketch outlining my professional history and background. If you find me a match for the current vacancy to represent the Board of Advisors on the TGDC, it would be an honor to serve.

Sincerely,

DEAN C. LOGAN
Registrar-Recorder/County Clerk

c: Commissioner Tom Hicks, Vice Chair
Commissioner Christy McCormick
Commissioner Ben Hovland
Mona Harrington, Executive Director
Members, Board of Advisors

From: Tina Barton<TBarton@eac.gov>
Sent on: Friday, June 18, 2021 8:14:52 PM
To: Tina Barton<TBarton@eac.gov>; mcott [REDACTED]; mwoods [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey-soto [REDACTED]; Iveysoto [REDACTED]; paul.pate [REDACTED]; Emily Dawson [REDACTED]; jim.condos [REDACTED]; Eric Covey [REDACTED]; reynolds [REDACTED]; kingram [REDACTED]; linda.lamone [REDACTED]; Amy Cohen [REDACTED]; nikki.charlson [REDACTED]; rhatch [REDACTED]; Alysoun<Alysoun.Mclaughlin [REDACTED]>; howard [REDACTED]; tmattice [REDACTED]; dlogan [REDACTED]; mwinn [REDACTED]; Neal.kelley [REDACTED]; myaki [REDACTED]; michael [REDACTED]; dkladney [REDACTED]; mguthrie [REDACTED]; guthrie [REDACTED]; Patrick Cannon (secondary) [REDACTED]; Patrick Cannon [REDACTED]; Bruce Bailey [REDACTED]; Richard Pilger [REDACTED]; Chris Herren [REDACTED]; David Beime [REDACTED]; stark [REDACTED]; pbstark [REDACTED]; eberke [REDACTED]; Sarah Johnson [REDACTED]; simons [REDACTED]; Gregory Moore [REDACTED]; gregmoore [REDACTED]; norden [REDACTED]; jfogarty [REDACTED]; Don Gray [REDACTED]; donaldmarkritchie [REDACTED]; Rick Stream [REDACTED]; sschoeller [REDACTED]; Christy McCormick<CMcCormick@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides [REDACTED]; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<ajoiner@eac.gov>; Jessica Bowers<jbowers@eac.gov>; Kristen Muthig<KMuthig@eac.gov>; Rebecca Roberson [REDACTED]; Jonathon Panek<JPanek@eac.gov>; Peter Bowles [REDACTED]
CC: Courtney Mills<CMills@eac.gov>; Robin Sargent<rsargent@eac.gov>; Winn, Michael (CCO) [REDACTED]; mritchie [REDACTED]; Stream, Rick [REDACTED]
Subject: Board of Advisors Annual Meeting
Attachments: BOA Annual Meeting June 23 2021 Agenda.docx (35.14 KB), 09.02.2020 BoA Minutes - Provided by GC.docx (28.21 KB), Ingram Nomination Form.pdf (77.86 KB), Nominations_Form_BOA_2021_mclaughlin.pdf (233.38 KB), Moore_Nominations_Form_BOA_2021.pdf (232.69 KB), Alysoun McLaughlin Statement of Candidacy for the EAC Advisory Board Chair.docx (47.47 KB), Greg Moore Statement of Candidacy for the EAC Advisory Board Vice Chair_.docx (18.79 KB), Keith Ingram BOA statement_.docx (13.06 KB), Hatch Nominations_Form_BOA_2021.pdf (216.09 KB), Ricky Hatch - EAC BoA Secretary.docx (41.65 KB), Board_of_Advisors_Bylaws_8-24-2016.pdf (1.76 MB), HAVA Sec. 214.pdf (110.64 KB)

Good afternoon, Board of Advisors.

The 2021 Annual Board of Advisors meeting will be held virtually on **June 23, 2021, 1:00 p.m. - 4:00 p.m. ET**. There are several attachments that are supporting documents for the meeting.

The meeting will include the election of officers to the Board of Advisors Executive Board. Nomination forms and candidate statements are attached. A separate email will follow with voting instructions.

We will receive a general update from the EAC and have a presentation on VVSG 2.0 Lifecycle and Manual Enhancements. Additionally, federal partners will be joining us for a NIST Executive Order Discussion and a Cybersecurity Briefing.

The meeting minutes from the September 2, 2020 meeting are attached and are on the agenda for approval.

For the general public, the Board of Advisors meeting will be livestreamed on the [EAC's YouTube channel](#).

Please see the attached agenda. Other information will also be posted on the [Board of Advisors Meeting Event Page](#).

If you have any questions, please contact ADFO Tina Barton at tbarton@eac.gov. Please respond to this invite to confirm your attendance.

THE ZOOM INFORMATION BELOW IS FOR MEMBERS AND EAC STAFF ONLY. PLEASE DO NOT SHARE THIS WITH ANYONE OUTSIDE OF THE BOARD OF ADVISORS. Please also be aware the livestream of the meeting will have started when you join so please make sure you are muted.

If you have any issues joining or during the Zoom meeting on Wednesday please email or call Kristen Muthig at kmuthig@eac.gov or Peter Bowles at pbowles@eac.gov for assistance. Thank you!

EAC Board of Advisors Annual Meeting -- June 23, 2021, 1:00PM ET

Join Zoom Meeting

<https://eac-gov.zoom.us/j/84360042062?pwd=Zm5lMVIgLTJFVVmMzcEhyM1poSG1oUT09>

Meeting ID: 843 6004 2062

Passcode: [\(b\) \(6\)](#)

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+1 253 215 8782 US (Tacoma)

877 853 5247 US Toll-free

888 788 0099 US Toll-free

Meeting ID: 843 6004 2062

Find your local number: <https://eac-gov.zoom.us/j/84360042062>

Meeting Minutes
United States Election Assistance Commission
BOARD OF ADVISORS MEETING
September 2, 2020
Via Zoom

The following are the Minutes of the United States Election Assistance Commission (“EAC”) Board of Advisors held September 2, 2020 via Zoom and Youtube. The meeting convened at 1:33 p.m. and adjourned at 3:25 p.m.

Call to Order

Board Chairman Michael Yaki calls the meeting of EAC Board of Advisors to order. He asks Secretary Alysoun McLaughlin to call the roll.

Roll Call

Secretary McLaughlin calls roll for the Board of Advisors and found present Tina Barton, David Beirne, Elliot Berke, Kathleen Bernier, Secretary of State Jim Condos, Jim Dickson, John Fogarty, Don Gray, Marc Guthrie, Ricky Hatch, Chris Herren, Liz Howard, Keith Ingram, Daniel Ivey-Soto, Sarah Ball Johnson, Linda Lamone, Dean Logan, Tim Mattice, Alysoun McLaughlin, Gregory T. Moore, Linda Niendick, Sachin Pavithran, Shaun Rahmeyer, Shane Schoeller, Barbara Simons, Philip Stark, and Michael Yaki.

Determination of Quorum

Secretary McLaughlin reports that the roll call shows a quorum is present.

Opening Remarks from Commissioner Hicks

EAC Commissioner Thomas Hicks welcomes and thanks the Board of Advisors and introduces himself as the Board’s Designated Federal Officer (DFO). He notes that the meeting today is to hold Executive Officer Elections. He thanks the Board for adjusting to the current conditions and meeting on Zoom. Commissioner Hicks adds that the General Election is only 62 days away, which makes the work of the EAC and the Board even more vital, especially in light of the pandemic. He adds that after the Executive Officer elections the Board will hear from the Special Committee on the United States Postal Service. Commissioner Hicks adds that many states will be changing to a vote by mail system during this election cycle, so it is important to make useful information available to support the influx of mail voting.

Introductory Business

Chairman Yaki announces that Michael Winn has joined the meeting.

Adoption of the Agenda

Ricky Hatch moves to adopt the Agenda. Michael Winn seconds the motion. There are no objections and the agenda is approved.

Meeting Minutes

Kathleen Bernier moves to adopt the meeting minutes of the June 16th Board Meeting. Chairman Yaki seconds the motion. There are no objections and the minutes are approved.

Appointment of Election Certification Committee

Chairman Yaki notes that according to the bylaws, he must appoint an Election Certification Committee. He appoints David Beirne as the Chair and Chris Herren and Liz Howard as the other committee members. Chairman Yaki explains that the Committee will receive the tabulated ballots for review.

Review of Election Procedures from EAC General Counsel Kevin Rayburn

EAC General Counsel Kevin Rayburn explains that the Board is holding three elections. These elections are for Chair, Vice Chair and Secretary. The Secretary Office only had one nominee, so that election will be conducted by voice vote to affirm the nominee. For Chair and Vice Chair the elections will be separate and on separate ballots through an anonymous Zoom pop-up survey. For Board members who cannot vote through the Zoom survey, they will email their vote to EAC Associate Counsel Amanda Joiner. Ms. Joiner will aggregate the email votes and ensure that they are anonymous before sending the results to the Election Certification Committee. Mr. Rayburn adds that proxy votes should also be cast via email.

David Beirne asks Secretary McLaughlin to report the number of attendees and proxy votes. Secretary McLaughlin reports that there are 28 attending and 4 proxy votes, which leaves 3 not present. Mr. Rayburn reminds the Board that the elections require a plurality, so a majority is not needed.

Election for the Office of the Chair

Chairman Yaki explains that there are two candidates for the office of the Chair. The candidates are Secretary of State Jim Condos and Chairman Yaki.

Secretary Condos' Statement

Secretary Condos explains his previous experience, which includes City Councilor for 18 years and Vermont State Senator for 8 years. While serving as a State Senator, Secretary Condos chaired the Senate Education Committee and the Senate Government Operations

Committee. He adds that he was on the National League of Cities Board of Directors and recently served as the President of the National Association of Secretaries of State. Secretary Condos adds that he is currently working on the CSG Overseas Voting Initiative. Secretary Condos says that he knows how federal, state, and local governments work. He adds that while it is traditional for Vice Chair to move up to Chair, it is nowhere in the bylaws and he is eager to serve. Secretary Condos cites Vermont's recent election updates and notes that while he has served as Secretary of State, Vermont has moved from 38th to 1st and 3rd in the most recent MIT Election Performance Index State Rankings. Secretary Condos adds that Vermont has implemented a new accessible voting system that is fully ADA compliant and mailed a ballot to all registered voters for this election cycle. Secretary Condos discusses the different organizations he has worked with while serving as Secretary of State. Secretary Condos adds that election concerns for this cycle have increased substantially, and he is fit to serve as Chair as a state election official. He cites EAC resources designed to help state election officials and adds that the Board needs to help market these resources more efficiently. Secretary Condos concludes by saying that his experience and current role as Secretary of State make him the best candidate for Chair of the Board.

Chairman Yaki's Statement

Chairman Yaki notes that he has served on the Board for the past five years. He adds that it is an unusual time, and he hoped to maintain the tradition of the rotation of officers. Chairman Yaki says that after consultation with the Vice Chair and Secretary, they decided they should try to maintain the current Board structure so that no one is denied a full term. He adds that as Chair he has done things a little differently, which includes appointing two special committees on election security. Chairman Yaki explains that one of his goals was to have the Board of Advisors take a more active role, which was interrupted by the COVID pandemic. He hopes that he would be able to offer a proposal to restructure and diversify the Board if he is elected again. Chairman Yaki believes that this would give members an additional voice and allow them to be more active. He notes that Secretary Condos has extensive credentials, but he has also served on the EAC Board of Advisors for 5 years, served as a member on the U.S. Commission on Civil Rights for 15 years, and been an elected official. Chairman Yaki concludes by saying the entire Board shares an interest in making election administration better, and thanks the Board for electing him for his previous term.

Vote for the Office of the Chair

General Counsel Kevin Rayburn explains the poll process through Zoom and helps members locate the poll. Mr. Rayburn reminds the members that they can also vote via email if they have ongoing issues with the poll. He also adds that proxy votes should be cast via email.

Election for the Office of the Vice Chair

Chairman Yaki explains that there are two candidates for the office of the Vice Chair. The candidates are Sarah Ball Johnson and current Vice Chair Daniel Ivey-Soto.

Sarah Ball Johnson's Statement

Ms. Johnson explains that she has experience in elections through service on the Board of Advisors and in Colorado and Kentucky. She believes that it is important to have a local election official perspective on the Board during this unique election cycle. Ms. Johnson adds that she is also serving on the Department of Homeland Security Election Infrastructure Governing Committee and other federal boards and associations. Ms. Johnson also notes that she has been on the EAC Board of Advisors for nearly its entire existence and served on the EAC Standards Board. She notes that she was around and involved when the Help America Vote Act was drafted and when the purpose of the Board of Advisors was determined. Ms. Johnson also points out that the Board is meant to serve as an intersection of perspectives from election-conducting members and non-election-conducting members. This dialogue allows election officials to hear the voters' side of elections, and this collaboration is the most essential component of the Board of Advisors.

Vice Chair Ivey-Soto's Statement

Vice Chair Ivey-Soto explains that he is a former State Election Director from New Mexico and served as Associate Deputy Secretary of State for Elections, Ethics and Legal. Vice Chair Ivey-Soto was also a member of NASED and was the Executive Director for the County Clerk's Affiliate in New Mexico. Vice Chair Ivey-Soto currently serves as a technical assistance provider for County Clerk Offices in New Mexico and is a State Senator. He adds that he came to serve on the EAC Board of Advisors as a representative of the National Conference of State Legislatures where he also served as the National Co-Chair for the Elections and Redistricting Policies Committees. Vice Chair Ivey-Soto adds that he is a former member of the Uniform Law Commission where he worked on the Federal Voting Assistance Program. He cites multiple recognitions for his work in election practices. Vice Chair Ivey-Soto also serves as the President of the National Hispanic Caucus of State Legislatures and notes his Cuban heritage. Vice Chair Ivey-Soto notes that democracy in this country is personal for him and maintaining diversity on the Board is critical. He adds that his family's history allows him to understand the importance of maintaining democracy and hopes to continue his role as Vice Chair.

Vote for the Office of Vice Chair

Barbara Simons comments that she received a proxy from Mark Ritchie and Chairman Yaki explains that it has been handled.

General Counsel Kevin Rayburn begins the poll for the vote and explains the process and reminds the Board of email voting for proxies. Barbara Simons asks if email votes will be acknowledged via email, and Mr. Rayburn explains that Ms. Joiner will acknowledge each emailed vote.

Election for the Office of Secretary

Chairman Yaki notes that there is no opposition, but Secretary Alysoun McLaughlin may make a statement if she would like. Secretary McLaughlin thanks the Board and hopes to have a productive year.

Motion to Approve Secretary McLaughlin

Chairman Yaki requests a Motion to Approve Alysoun McLaughlin as Secretary by Acclamation. Vice Chair Ivey-Soto makes the motion and it is seconded by Jim Dickson. There are no objections and Alysoun McLaughlin is elected as Secretary with a unanimous vote.

Results of Elections for Chair and Vice Chair

EAC General Counsel Kevin Rayburn confirms that the results have been submitted to the Election Certification Committee.

David Beirne, Chair of the Election Certification Committee, asks Secretary McLaughlin to confirm that there should be 28 votes from persons in attendance and 4 proxies. Secretary McLaughlin confirms that this is her record, but understands that there was another proxy. Chairman Yaki explains that Mark Ritchie's proxy was sent to him, which adds a fifth proxy. Mr. Beirne recommends moving on to the report from the Special Committee on the United States Postal Service and returning to the vote totals at the end of the meeting so that they may certify the results.

Special Committee on the United States Postal Service

Chairman Yaki introduces the Co-chairs of the Special Committee, Secretary McLaughlin and Tina Barton.

Ms. Barton notes that the Committee's recommendations were sent to the Board prior to the meeting. She explains that in forming the recommendations the Special Committee took into consideration the shortened timeline leading up to the General Election and recognized the capacity and capability of the EAC given this timeline. Ms. Barton adds that the Special Committee wanted to make sure that the recommendations were appropriate for the Board of Advisors to submit and contain the recommendations to points that could be realistically implemented.

Ms. Barton recognizes the members of the Special Committee and thanks them for their work. She goes on to explain that the Special Committee was most concerned with voters

returning their ballot with enough time for it to be counted. She explains that in a study of uncounted ballots, most were postmarked within seven days before the election. Ms. Barton explains that this led to the recommendation that Monday October 19th should be promoted as “Mail it Back Monday”. This could serve as a reminder for voters to send the ballot back fifteen days prior to Election Day.

Ms. Barton says that the second recommendation took into account the EAC Voter Education platform. The Special Committee recommended that the EAC package the content on critical dates and deadlines for sharing nationwide on social media. The Special Committee concluded that the three areas of information most critical to voters is registration, receiving the ballot, and having the ballot counted.

The Special Committee’s third recommendation took into account the EAC’s current work, and asks the EAC to expand its resources for state, local, tribal, and territorial election officials when it comes to mail and absentee voting. Ms. Barton adds that this includes best practices for serving voters with disabilities who vote by mail.

Secretary McLaughlin emphasizes that the EAC has already done good work in voter education and hopes that it will continue to expand these resources. She adds that inaccurate information on social media is currently the biggest challenge for voter education. Liz Howard reiterates that the Special Committee appreciates all the work the EAC has already done and she looks forward to the potential “Mail it Back Monday” campaign. Greg Moore adds that using “Mail it Back Monday” would be most successful if it is used on social media. Linda Niendick comments that if the EAC works in conjunction with Secretaries of State on “Mail it Back Monday” then it would help disseminate the information to voters. Ricky Hatch and Michael Winn both support the prior comments. Jim Dickson adds that the accessibility community is also excited about the “Mail it Back Monday” campaign.

Dr. Stark raises concerns over “Mail it Back Monday”, as it could increase the outgoing mail that the United States Postal Service would have to deal with on that particular day. Dr. Stark fears that this might result in overflowing mailboxes and could go beyond the Postal Service’s current capacity. He suggests encouraging voters to mail the ballot back by that date instead of on that date might be more effective. Ms. Barton responds that states already have different timelines for sending ballots and “Mail it Back Monday” is meant to serve as a reminder. She adds that she does not expect the mass of voters to drop their ballot on that day, but even if they do then it has a greater chance of being delivered than it does if it is too late. Dr. Stark adds that he agrees with the concerns over late ballot submissions, but fears that this may encourage people to wait to mail their ballot until the set date. Greg Moore adds that this initiative is similar to National Voter Registration Day and serves as a reminder.

Adoption of the Special Committee Report

Chairman Yaki asks the Board to adopt the Committee Report and forward it to the EAC. There are no objections and the report is adopted.

Results of Elections for Chair and Vice Chair

David Beirne reports the results of the Election Certification Committee. For Chair, Secretary Condos received 12 votes cast and Chairman Yaki received 21 votes cast. For Vice Chair, Sarah Ball Johnson received 19 votes cast and Vice Chair Ivey-Soto received 13 votes cast. The results were sent to the EAC General Counsel as well.

Commissioner Hicks recites the Oath of Office and swears in the new Officers.

Closing Remarks

Commissioner Hicks thanks the Board and the candidates for office. He reminds all to vote and encourage others to vote.

Adjournment

Secretary McLaughlin moves to adjourn the meeting. There are no objections and the meeting is adjourned.

The September 2, 2020 virtual meeting of the United States Election Assistance Commission Board of Advisors adjourned at 3:25 p.m.



I am seeking the position of Chair of the Advisory Board to the U.S. Election Assistance Commission for 2021-2022 because I believe that this will be a “reset year” for our return to meeting in person. The Board of Advisors has a unique responsibility under the Help America Vote Act, unlike the other federal advisory committees, to bring together an array of stakeholder groups in offering advice to the Election Assistance Commission.

To fulfill that responsibility, as we return to in-person meetings, I believe we should develop a full, two-day meeting agenda that provides members with a greater opportunity to share the microphone, offer advice to the EAC, and to question and disagree with each others’ advice. I want to bring members’ expertise out of the Q&A and into the panel discussions.

Prior to serving as an election official, I worked in the nonprofit sector representing membership organizations nationally in Washington, D.C. Most recently, I have served for more than a decade as an election official in two of the largest jurisdictions in the country. However, it is my meeting planning and consensus-building experience in the nonprofit sector that I see as most relevant to leading the executive committee of the Board of Advisors. We are a diverse group of stakeholders with a unique responsibility to fulfill. Having served for two terms on the executive committee, I am prepared to lead in this moment, and I am committed to building greater dialogue among the members of the Board of Advisors.



U.S. Election Assistance Commission Board of Advisors Annual Meeting

Wednesday, June 23, 2021, 1:00 p.m. – 4:00 p.m. EST

Livestreamed on YouTube

AGENDA

Call to Order

- Michael Yaki, Chair, EAC Board of Advisors

Roll Call via participant list

- Alysoun McLaughlin, Secretary, EAC Board of Advisors

Welcoming Remarks from the Chairman, EAC and Commissioner McCormick, DFO

- Don Palmer, Chairman, U.S. Election Assistance Commission
- Christy McCormick, Commissioner, U.S. Election Assistance Commission

All Members of EAC Board of Advisors Sworn-In

- Christy McCormick, DFO - Oath of Office of all EAC Standards Board members

Approval of Agenda

Approval of Minutes of Previous Board of Advisors Meeting

Election of Officers

Overview of Bylaws

Bylaws Committee Update

Resolutions

General EAC Update

- 2020 Accomplishments
- Grants
- EAVS
- Budget & Staffing
- VVSG
- Testing & Certification
- 2021 Priorities

Other EAC Updates/Discussions

- VVSG 2.0 Lifecycle
- VVSG 2.0 Manual Enhancements

NIST Executive Order Discussion

Cybersecurity Briefing

New Members of Executive Board Sworn-In

- Christy McCormick, DFO - Oath of Office of Executive Board members

Closing Remarks

- Michael Yaki, Chair, EAC Board of Advisors

Adjournment

BYLAWS
OF THE U.S. ELECTION ASSISTANCE COMMISSION
BOARD OF ADVISORS

Article I: Authority

Pursuant to the Federal Advisory Committee Act (FACA) and the Help America Vote Act of 2002 (HAVA) [Public Law 107-252], as such statutes may be amended from time to time, the Board of Advisors (hereinafter referred to as "The Board") has been granted its authority through its Charter with the U.S. Election Assistance Commission (EAC). The Board and all committees thereof will comply fully with the provisions of FACA; and all other applicable Federal laws.

Article II: Objectives

The Board will:

- A. Advise the EAC through review of (1) the voluntary voting system guidelines described in Title II Part 3 of the HAVA; (2) voluntary guidance described under Title III of HAVA; (3) best practices recommendations contained in the report submitted under Section 242(b) of Title II (HAVA Title II section 212); and (4) such documents that the EAC presents to the Board.
- B. Pursuant to section 204(a)(3)(A) of HAVA, appoint a search committee to recommend at least three nominees for the position of Executive Director of the EAC when a vacancy exists.
- C. Function as an advisory body to the EAC.

Article III: Membership

Pursuant to Section 214(a) of HAVA, the Board shall consist of 37 members.

Article IV: Officers

- A. The Board shall elect Executive Officers to consist of the Chair, Vice-Chair and Secretary from its members.¹
- B. Terms of Service.
 1. Officers shall serve for a term of one (1) year, which shall be measured from annual meeting to annual meeting.
 2. Officers may serve no more than two (2) consecutive terms in any one office.
 3. In the event of an Officer vacancy, the remaining Officers may appoint an interim Officer until the next Board meeting.

Time served as an interim Officer shall not count toward the limitation of serving no more than two (2) consecutive terms in any one office.
- C. Nominations.
 1. Expired Terms.
 - a) The Election Certification Committee shall solicit nominations for the Executive Officers from Advisory Board members. The Election Certification Committee shall send to Advisory Board members a solicitation no later than 60 days immediately prior to the expiration of any Executive Officer's term. The solicitations shall designate the

¹ Article IV, Section A was amended on May 5, 2016 at the Chicago Board of Advisors meeting.

² Article IV, Section C was amended on May 5, 2016 at the Chicago Board of Advisors meeting.

- address and form for submitting nominations.
- b) Advisory Board members may nominate themselves or other Advisory Board members by responding to the solicitation.
 - c) Nominations shall be submitted to the Advisory Board's Designated Federal Officer (DFO) (or the DFO's designee) in writing and may be submitted electronically no later than 30 days prior to the expiration of any Executive Officer's term. In the event that the 30th day falls on a federal holiday or weekend, nominations are due no later than the next business day.
 - d) Upon receipt of nominations, the DFO shall notify all Advisory Board members of nominated names at least fifteen (15) days prior to the date of the Advisory Board meeting immediately following the submission deadline.
 - e) In the event the Election Certification Committee receives no Nominations for Officers before the submission deadline, Nominations will be accepted from the floor of the Board's meeting at which elections will take place.
2. Elections.
- a. Separate elections for each office shall be by secret ballot and shall take place at the annual Board meeting of each calendar year. Elections of officers shall take place sequentially starting with Chair and ending with Secretary.
 - b. In the event that there is only one nominee for an Officer position, the election of that Officer position shall take place by voice vote.
 - c. All election results shall be tabulated and certified by the Election Certification Committee. All tabulation and certification processes shall take place in the presence of the Board members at a time and place designated by the Election Certification Committee.
 - d. All elections shall be decided by plurality vote.
 - e. In case of a tie vote between the candidates at an election, the Election Certification Committee shall automatically recount the votes cast for the tied candidates. If a tie remains following a recount, the Board shall conduct a runoff election between the tied top vote-getters. If a tie remains following the runoff, the Election Certification Committee shall resolve the tie by the toss of a coin.
 - f. In the event that the Board is unable to meet for elections before the end of an Officer's term, the sitting Officers shall remain in their elected capacity until such time as the Board is able to meet again and a new Officer is elected.

Article V: Duties of Officers

A. The Chair shall:

- 1. Preside over meetings of the Board.
- 2. Appoint all standing, ad hoc, and special committees.
- 3. Serve as liaison with the Board's Designated Federal Officer (DFO).

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EAC Board of Advisors Bylaws, adopted June 18, 2008; EAC Board of Advisors re-adopted April 13, 2015; Revised Bylaws adopted on May 5, 2016 at Chicago Board of Advisors Meeting - This version supersedes all previous versions.

4. Serve as official liaison to the EAC for all resolutions and recommendations adopted by the Board.
 5. Coordinate with the DFO to request information from any federal agency and other EAC advisory boards necessary to assist with the functions of the Board.
 6. Appoint a Parliamentarian to advise the Chair on the conduct of Board meetings.
 7. Serve as *ex officio* member of all committees.
 8. Work with the DFO to schedule meetings of the Board and develop the proposed agendas for the meetings.
- B. The Vice Chair shall:
1. Assist the Chair in fulfilling his/her duties.
 2. Serve as Chair in the absence of the Chair.
 3. Serve as Chair of the Resolutions Committee.
- C. The Secretary shall:
1. Serve as Chair of the Bylaws Committee.
 2. Review Board minutes before distribution to Board members.
 3. Ensure, with assistance from the DFO, that meeting minutes are distributed to the Board within sixty (60) days of the meeting for which the minutes were recorded and properly filed at the EAC.
 4. Assist the Chair at meetings and from time to time, as the Chair may designate.
 5. Serve as Chair in the event that both the Chair and Vice Chair positions are vacant; or the Chair and Vice Chair are absent for any meeting.
- D. The Designated Federal Officer (DFO) or his/her designee shall perform the duties as defined in the Federal Advisory Committee Act (FACA), 5 U.S.C. Appx 1, et seq, and regulations promulgated pursuant thereto.

Article VI: Meetings

- A. Pursuant to section 215(a)(2)(A) of HA VA, the Board shall meet not less frequently than once every year for purposes of voting on the voluntary voting system guidelines referred to the Board.
- B. Pursuant to section 215(a)(2)(C), the Board shall meet at such other times as it considers appropriate for purposes of conducting such other business as it considers appropriate consistent with HAVA.
- C. The Board shall hold an annual meeting no later than 60 days prior to the end of the federal fiscal year of each calendar year, unless a majority of the members agree in writing to a meeting date to be held later in the year.³
- D. Meetings shall be called by the DFO in consultation with the Officers.
- E. Meetings may be called at the request of the Chair, in consultation with the DFO.
- F. Meetings may be called by a request of a majority of the Board members, in consultation with the DFO.
- G. Meetings may only be called with at least sixty (60) days' notice. Notice may be waived by written agreement of a majority of Board members, in consultation with the DFO and to the extent permitted by law.
- H. The DFO shall distribute the agenda to Board members prior to each meeting and shall publish notice of the meeting in the Federal Register as required by FACA.
- I. Board members may submit agenda items to the DFO or Chair no less than forty-five

³ Article VI, Section C was amended on May 5, 2016 at the Chicago Board of advisors meeting.

(45) days prior to a Board meeting.

- J. To the extent permitted by law, meetings may be held by electronic means such as conference calls.
- K. Open Meetings.
 - 1. Unless otherwise determined in advance, all Board meetings shall be open to the public.
 - 2. Notices of meetings will be published in the Federal Register at least fifteen (15) days in advance.
 - 3. Members of the public may attend any meeting or portion of a meeting that is not closed to the public and may submit written statements. The Chair may decide in advance to include oral public comment during a meeting, in which case the meeting announcement published in the Federal Register will note that oral comment from the public will be included.
 - 4. All materials brought before, or presented to, the Board during the conduct of an open meeting, including, but not limited to, the minutes of the proceedings of the previous open meeting, will be available to the public for review or copying at the time of the scheduled meeting.
 - 5. Minutes of open meetings shall be available to the public upon request.
 - 6. Once an open meeting has begun, it will not be closed to the public unless prior approval of the closure has been obtained and proper notice of the closed meeting has been given to the public.
 - 7. If, during the course of an open meeting, matters inappropriate for public disclosure arise during discussions, the Chair will order such discussion to cease and will schedule it for a closed meeting.
- L. Closed Sessions.
 - 1. Sessions will be closed to the public only in limited circumstances and in accordance with applicable law. The Board must obtain prior approval of the DFO to conduct a closed session. Requests for closed sessions must be submitted by the DFO to EAC's Office of General Counsel a minimum of forty-five (45) days in advance of the proposed closed session.
 - 2. Where the DFO, in conjunction with the Office of General Counsel, has determined in advance that discussions during a Board meeting will involve matters about which public disclosure would be harmful to the interests of the government, industry, or others, an advance notice of a closed session, citing the applicable exemptions of the Government in the Sunshine Act (GISA), shall be published in the Federal Register at least fifteen (15) days in advance. The notice may announce the closing of all or just part of a meeting.
 - 3. Minutes of closed sessions are not available to the public, and as a result, not subject to the Freedom of Information Act (FOIA).
- M. Minutes.
 - 1. The DFO shall assure that detailed minutes of each meeting are prepared and distributed to Board members within sixty (60) days of the meeting for which the minutes were recorded.
 - 2. Meeting minutes shall include the following: (1) time, (2) date, (3) location, (4) record of persons present, including the names of Board members, EAC Commissioners and staff, and the names of members of the public making written or oral presentations, (5) a complete and accurate description of the matters discussed and conclusions reached, and (6) copies of all reports received, issued, or approved by the Board.

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EAC Board of Advisors Bylaws, adopted June 18, 2008; EAC Board of Advisors re-adopted April 13, 2015; Revised Bylaws adopted on May 5, 2016 at Chicago Board of Advisors Meeting - This version supersedes all previous versions.

3. Meeting minutes are considered part of the official government record.

Article VII: Quorum and Proxy Voting

- A. Quorum shall exist when fifty (50) percent plus one (1) of the members currently serving on the Board are present for a meeting as determined by a roll call or quorum call.
- B. Proxy designations must be submitted in writing to the Chair.
- C. Proxy votes may only be cast by members of the Board provided the proxy designations have been timely filed in advance with the Chair clearly identifying the Board member to cast his/her proxy vote.
- D. The Chair shall appoint a Special Committee called the Proxy Committee to verify eligibility of proxy votes.
- E. Proxy votes shall be accepted for all Board votes.

Article VIII: Committees

- A. Meetings.
 1. All committees may meet informally at any time for the purpose of conducting their business.
 2. Committee meetings may take place telephonically, or through electronic media, as permitted by law.
- B. Standing Committees.
 1. Bylaws Committee.
 - a. The Secretary shall serve as Chair of the Bylaws Committee.
 - b. The Bylaws Committee shall be comprised of not less than three (3) members and no more than five (5) members, including the Secretary.
 - c. All proposed bylaws amendments presented to the Board shall be referred to the Bylaws Committee for consideration; and be reported at the meeting immediately following submission of proposed bylaws amendments.
 2. Voting System Standards Committee.
 - a. The Chair of the Board shall appoint the Chair of the Voting System Standards Committee.
 - b. The Committee shall be comprised of no more than eleven (11) members.
 - c. At least one (1) member, excluding the Chair of the Voting System Standards Committee, shall represent a disability advocacy group.
 - d. At least one (1) member, excluding the Chair of the Voting System Standards Committee, shall represent each of the following:
 - i. National Association of County Recorders, Election Officials and Clerks (NACRC);
 - ii. International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT);
 - iii. National Association of Secretaries of State (NASS);
 - iv. National Association of State Election Directors (NASSED);
 - v. The Election Center.
- C. Ad Hoc Committees.
 1. As necessary, the Chair of the Board shall appoint Board members to ad hoc

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EAC Board of Advisors Bylaws, adopted June 18, 2008; EAC Board of Advisors re-adopted April 13, 2015; Revised Bylaws adopted on May 5, 2016 at Chicago Board of Advisors Meeting - This version supersedes all previous versions.

- committees for ongoing or recurring specific purposes.
 - 2. Ad hoc committees must be established by majority vote.
 - 3. Any Board member may recommend the establishment of an ad hoc committee.
- D. Special Committees.
- 1. As necessary, the Chair of the Board shall appoint Board members to special committees for limited purposes.
 - a. The Chair of the Board shall state the special committee's limited purpose, scope, and duration at its inception.
 - b. The Chair of the Board shall appoint three (3) Board members to a special Election Certification Committee on the first day of a Board meeting at which an Officer election is scheduled to take place. The special Election Certification Committee shall tabulate and certify all officer election results as required in these Bylaws.
 - c. The Chair of the Board shall appoint four (4) Board members in addition to the Vice Chair to a Resolutions Committee on the first day of a Board meeting if it appears likely that the Board will present and/or adopt resolutions. The Vice Chair shall serve as Chair of the Resolutions Committee. The Resolutions Committee shall approve all resolutions as to form before they are considered by the Board.
 - d. The Chair of the Board shall appoint three (3) Board members to a Proxy Committee on the first day of a Board meeting at which voting is scheduled to take place. The Proxy Committee shall review and certify all proxy votes as required in these Bylaws.
 - e. Other special committees as the Chair may deem necessary.

Article IX: Amendments

- A. The bylaws may be amended based on a 2/3 vote of the members present in person and by proxy and voting at any Board meeting.
- B. All proposed bylaw changes must be submitted to the DFO forty-five (45) days prior to a meeting. The DFO shall subsequently transmit proposed bylaws changes to the Bylaws Committee for consideration.
- C. The Bylaws Committee shall submit proposed bylaws amendments to the Board no later than thirty (30) days prior to a meeting.

Article X: Expenses and Reimbursement

- A. Expenses related to Board operations will be borne by the EAC.
- B. Expenditures of any kind must be approved in advance by the DFO.
- C. Board members shall not receive any compensation for their services, but shall be paid travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of federal agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in performance of their services for the Board.

Article XI: Parliamentary Authority

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern Board activities in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any special rules of order the Board may adopt.

Article XI: Parliamentary Authority

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern Board activities in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any special rules of order the Board may adopt.

Article XII: Effective Date

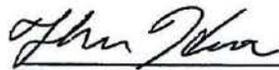
These Bylaws are effective upon adoption by the Board.

These Bylaws were amended at the May 4-5, 2016, Chicago, IL Board of Advisors meeting.



Neal Kelly, Chair

8/24/16
Date



Thomas Hicks, DFO

8/24/16
Date



I am appreciative of the opportunity to continue to serve on the U.S. Election Assistance Commission as the Vice Chair of the EAC Advisory Board. I have been an active member of the Advisory Board since its re-establishment in 2015. Prior to that time, I was a strong advocate for the EAC and worked for many years on Capitol Hill to secure funding for the agency and oppose efforts to abolish the commission.

The need for a fully functional EAC and EAC Advisory Board has never been greater. The issues of election security and the integrity of our elections process are now dominating the nation's attention. With billions of new federal dollars and more federal guidelines being considered by Congress as we speak, I believe we need an experienced advisory board and leadership team that will be there to offer sound and balanced advice to the EAC year-round.

My background as one of our nation's leading voting rights advocates, and my longstanding reputation of advancing voting rights legislation on a bi-partisan basis is the kind of leadership that is needed in this era of political polarization. During this challenging period in our nation's democracy, the EAC is one of the few federal agencies that has both the obligation and the capacity to assist states in protecting their election systems. As Vice Chair I will work closely with the new officers and advisory board members to increase our support to the EAC during this important period of its history.

SEC. 214. MEMBERSHIP OF BOARD OF ADVISORS. (a) IN GENERAL.—The Board of Advisors shall be composed of 37 members appointed as follows:

- (1) Two members appointed by the National Governors Association.
- (2) Two members appointed by the National Conference of State Legislatures.
- (3) Two members appointed by the National Association of Secretaries of State.
- (4) Two members appointed by the National Association of State Election Directors.
- (5) Two members appointed by the National Association of Counties.
- (6) Two members appointed by the National Association of County Recorders, Election Administrators, and Clerks.
- (7) Two members appointed by the United States Conference of Mayors.
- (8) Two members appointed by the Election Center.
- (9) Two members appointed by the International Association of County Recorders, Election Officials, and Treasurers.
- (10) Two members appointed by the United States Commission on Civil Rights.
- (11) Two members appointed by the Architectural and Transportation Barrier Compliance Board under section 502 of the Rehabilitation Act of 1973 (29 U.S.C. 792).
- (12) The chief of the Office of Public Integrity of the Department of Justice, or the chief's designee.
- (13) The chief of the Voting Section of the Civil Rights Division of the Department of Justice or the chief's designee.
- (14) The director of the Federal Voting Assistance Program of the Department of Defense.
- (15) Four members representing professionals in the field of science and technology, of whom—
 - (A) one each shall be appointed by the Speaker and the Minority Leader of the House of Representatives; and
 - (B) one each shall be appointed by the Majority Leader and the Minority Leader of the Senate.
- (16) Eight members representing voter interests, of whom—
 - (A) four members shall be appointed by the Committee on House Administration of the House of Representatives, of whom two shall be appointed by the chair and two shall be appointed by the ranking minority member; and

(B) four members shall be appointed by the Committee on Rules and Administration of the Senate, of whom two shall be appointed by the chair and two shall be appointed by the ranking minority member.

(b) MANNER OF APPOINTMENTS.—Appointments shall be made to the Board of Advisors under subsection (a) in a manner which ensures that the Board of Advisors will be bipartisan in nature and will reflect the various geographic regions of the United States.

(c) TERM OF SERVICE; VACANCY.—Members of the Board of Advisors shall serve for a term of 2 years, and may be reappointed. H. R. 3295—16 Any vacancy in the Board of Advisors shall be filled in the manner in which the original appointment was made.

(d) CHAIR.—The Board of Advisors shall elect a Chair from among its members.



**U.S. ELECTION ASSISTANCE COMMISSION (EAC)
BOARD OF ADVISORS**

NOMINATION FORM

SUBMISSION DEADLINE IS MONDAY, MAY 24, 2021 by 5:00 PM EASTERN

Name: Ricky Hatch
Title: Clerk/Auditor
Organization: Weber County, UT (Nat'l Assoc. of Counties appointee)
Executive Officer Position Sought: <input type="checkbox"/> Chair <input type="checkbox"/> Vice Chair <input checked="" type="checkbox"/> Secretary

Reason for nomination or candidate's statement of interest:

The Board of Advisors plays a unique role in the EAC, and has a composition that is different from the other FACAs, in that it is comprised of both election officials and non-election officials. This mix has often been the source of disagreement and divide, but it can be a source of enhanced debate, insight, and more well-rounded advice given to the EAC's Commissioners.

Throughout my career, and especially over the past few years, my role in associations has been than of peacemaker, one who includes all voices in an attempt to consider more diverse viewpoints, which almost always results in more robust solutions. As an executive officer of the Board of Advisors, I would continue this effort, and encourage more thoughtful discussion among all members.

I support the concept of a defined progression of Executive Officers, so that by the time a person begins their term as Chair, they have had two years of experience as an officer, and a clearer vision of what the Board needs and how to best meet those needs. I've seen the benefits of this approach in my service as President of my state's Association of County Clerks and Auditors and as President of the Utah Association of Counties.

I'm willing to serve in whatever capacity is best for the BoA and the EAC.

Candidate Bio (Not to exceed one page):

Ricky is the Weber County (UT) Clerk/Auditor. After graduating with honors from Brigham Young University with a Master's degree in Accounting, he worked as an information systems auditor and consultant for PricewaterhouseCoopers in Los Angeles and Warsaw, Poland. He worked as a business analyst and project manager in Germany and Boston. In 2002, he established, ran, and taught at a private K-12 school in Ogden, Utah, later becoming CFO and COO of a chain of private schools throughout the western U.S.

In 2003, Ricky felt he needed to become more civically engaged than just as an informed voter, and began serving in various capacities, eventually being elected as County Clerk/Auditor in 2010.

He has been honored by his peers as Utah's County Clerk of the Year in 2015 and County Auditor of the Year in 2013 and 2017. His team has garnered awards in elections innovation and service from the U.S. Election Assistance Commission, The Election Center, and the International Association of Government Officials (iGO).

He is a founding member of the Department of Homeland Security's Election Infrastructure Government Coordinating Council and chairs its Communications Working Group. He has testified twice before Congress regarding elections. He serves on the Board of Advisors for the EAC, the Center for Tech and Civic Life, and the Center for Civic Design. He served as President of the Utah Association of Counties, President of the Utah Clerk and Auditor Association, and has chaired the Utah Clerk's Legislative Committee for the past five years. He served as the Election Officials Division Director for iGO and chairs the Elections Subcommittee for the National Association of Counties.

Ricky is a Certified Public Accountant, Certified Public Official, and also earned his Certified Information Systems Auditor (CISA) license in 1997. He serves on the Constitution Day Committee of Utah, and on the State's Private Activity Bond Authority. He's also an Eagle Scout.

Ricky has a wonderful wife, five fantastic children, and three cute-as-a-button grandchildren. He speaks French, albeit slowly and with a funny accent.

If nominated and elected to serve as an Executive Officer of the Elections Assistance Commission Board of Advisors, you or the person you nominate must commit to:

- Fulfill the duties and responsibilities of the position during her/his term
- Uphold the Bylaws as approved by the Board of Advisors
- Acknowledge that all work accomplished as a result of her/his service, including all work outcomes/products, is for the benefit of the Election Assistance Commission; belongs to the Election Assistance Commission, and will be relinquished to the Election Assistance Commission upon request of the Commissioner. This includes, but is not limited to: surveys and survey results, research, and comments provided to Election Assistance Commission-issued draft documents
- Agree that she or he will not publish, distribute, reproduce, manufacture or sell said work products or outcomes as her or his own without prior written permission from the Election Assistance Commission
- Not present herself or himself as a representative of the Election Assistance Commission at any time other than in the fulfillment of the duties and responsibilities as described for the position

To nominate yourself or someone else for the Election Assistance Commission Board of Advisors Executive Officer Position, complete the above 3-page form and return to:

Kevin Rayburn, General Counsel, by

email: krayburn@eac.gov

Signature Ricky Hatch
Digitally signed by Ricky Hatch
Date: 2021.05.24 11:20:02
-06'00'
Electronic Signature Acceptable

Date 5/24/2021

SUBMISSION DEADLINE IS MAY 24, 2021, 5:00 PM EASTERN TIME



**U.S. ELECTION ASSISTANCE COMMISSION (EAC)
BOARD OF ADVISORS**

NOMINATION FORM

SUBMISSION DEADLINE IS MONDAY, MAY 24, 2021 by 5:00 PM EASTERN

Name: Keith Ingram
Title: Director, Elections Division
Organization: Office of the Texas Secretary of State
Executive Officer Position Sought: <input checked="" type="checkbox"/> Chair <input type="checkbox"/> Vice Chair <input type="checkbox"/> Secretary

Reason for nomination or candidate's statement of interest:

I respectfully submit Keith Ingram for consideration to serve as Chair of the EAC Board of Advisors (for the 2021-2022 term). I believe Keith's wealth of experience as the Director of the Elections Division of the Texas Secretary of State and his proven leadership will prove to be very beneficial to the Board of Advisors and the mission of the body as a whole. In addition to his service to the voters of Texas, Keith has served in numerous leadership positions with the National Association of State Election Directors.

Candidate Bio (Not to exceed one page):

Keith Ingram graduated Magna Cum Laude from Texas A&M University with a degree in Political Science followed by a juris doctorate with honors from the University of Texas School of Law in Austin, Texas in 1993. Mr. Ingram practiced law in McAllen and Austin, Texas and in Little Rock, Arkansas. He served from 2008-2012 in Governor Perry's appointment office working primarily on judicial appointments. Mr. Ingram currently serves as the Director of Elections Division, Texas Secretary of State. The Elections Division provides assistance and advice to election officials on the proper conduct of elections. This includes holding seminars and election schools, providing calendars, ballot certification, primary election funding and legal interpretation of election laws to election officials. It also provides assistance to the general public on voter registration and other election issues.

Office telephone:

(b) (6)

E-mail:

(b) (6)

Mailing address:

Elections Division
Secretary of State
P.. O. Box 12060
Austin, TX 78711

If nominated and elected to serve as an Executive Officer of the Elections Assistance Commission Board of Advisors, you or the person you nominate must commit to:

- Fulfill the duties and responsibilities of the position during her/his term
- Uphold the Bylaws as approved by the Board of Advisors
- Acknowledge that all work accomplished as a result of her/his service, including all work outcomes/products, is for the benefit of the Election Assistance Commission; belongs to the Election Assistance Commission, and will be relinquished to the Election Assistance Commission upon request of the Commissioner. This includes, but is not limited to: surveys and survey results, research, and comments provided to Election Assistance Commission-issued draft documents
- Agree that she or he will not publish, distribute, reproduce, manufacture or sell said work products or outcomes as her or his own without prior written permission from the Election Assistance Commission
- Not present herself or himself as a representative of the Election Assistance Commission at any time other than in the fulfillment of the duties and responsibilities as described for the position

To nominate yourself or someone else for the Election Assistance Commission Board of Advisors Executive Officer Position, complete the above 3-page form and return to:

Kevin Rayburn, General Counsel, by

email: krayburn@eac.gov

Signature Linda H Lamme
Electronic Signature Acceptable

Date May 24, 2021

SUBMISSION DEADLINE IS MAY 24, 2021, 5:00 PM EASTERN TIME

My name is Keith Ingram and I have been the state election director in Texas for almost 9.5 years. During that time, I have served under seven secretaries of state. I came into the elections world without prior experience, but I love it here.

I have also been a member of NASED since 2012. In 2019, I was NASED president and represented the organization on the Government Coordinating Council Executive Committee. When the EAC had no quorum, I served on the NASED committee that worked with the Bipartisan Policy Center to develop a road map to renew the voluntary voting system guidelines. The need for regular updates to the VVSG is something I am passionate about in our elections community.

I have represented NASED on the Board of Advisors since 2020, and have served on the Standards Board since it was reconstituted in 2015. Specifically, I serve on the VVSG committee of the Standards Board. I have also participated in the VVSG working groups on interoperability and cybersecurity.

I agreed to be nominated for chair of this board because I believe that it is important that the Board of Advisors remain focused on its statutory role advising the EAC regarding the VVSG. There are many important topics in elections, and while we may make room to discuss many things, we need to make sure to keep the main thing the main thing.

I appreciate your support and if there is anything you would like to ask me, just let me know.



**U.S. ELECTION ASSISTANCE COMMISSION (EAC)
BOARD OF ADVISORS**

NOMINATION FORM

SUBMISSION DEADLINE IS MONDAY, MAY 24, 2021 by 5:00 PM EASTERN

Name: Gregory T. Moore
Title: President and CEO
Organization: Promise of Democracy Foundation
Executive Officer Position Sought: <input type="checkbox"/> Chair <input checked="" type="checkbox"/> Vice Chair <input type="checkbox"/> Secretary

Reason for nomination or candidate's statement of interest:

We are nominating Gregory Moore for the Office of Vice President because of his record of distinguished leadership in expanding democracy at all levels of government and because of his commitment to building greater dialogue among the members of the Board of Advisors.

Having helped to steer final passage of the National Voter Registration Act of 1993 and worked on the early development of the Help America Vote Act, Gregory Moore understands the intent of the sponsors of HAVA in bringing together representatives of many different organizations on the Board of Advisors to the Election Assistance Commission.

Gregory Moore has a track record of bringing people together to break down barriers to voter participation. He will be a superb advocate for the members of the Board of Advisors in structuring the agenda for our meetings, surfacing the voices of the membership, and ensuring that the Election Assistance Commission benefits from the collective expertise of the members of the federal advisory committee.

Candidate Bio (Not to exceed one page):

Gregory T. Moore is one of the nation's leading voting rights leaders and advocates with a long and distinguished history of political empowerment and issue advocacy. He has served in several leadership positions throughout his many years of grassroots organizing and program development at the local, state and national level. He is currently the President and CEO of the Promise of Democracy Foundation, Inc., 501(C) (3) non-profit organization committed to expanding voting rights and continuing his work of breaking down barriers to full participation in American Democracy.

Moore served as a presidential appointee to the Martin Luther King Federal Holiday Commission from 1985-1989. He served for five years as the Legislative Director ('93-94) and Chief of Staff (98-2001) for former Michigan Representative John Conyers, Jr. (D), who served as Ranking Member of the U.S. House Judiciary Committee,) and Dean of the Congressional Black Caucus. In these roles Moore directed the overall operations and legislative strategy for the Congressman with a special emphasis on civil rights, voting rights, election reform, campaign finance reform, and criminal justice reform issues. During this period Moore helped steer the final passage of the National Voter Registration Act of 1993 and early development of the Help America Vote Act (HAVA). In 2012 he was appointed by the House Administration Committee Minority as their representative to the United States Election Assistance Commission (EAC) Board of Advisors. He was a strong advocate for the appointment of EAC Commissioners and restoration of the EAC into a fully functional federal agency.

Moore served 17 years as the Executive Director and Custodial Operational Manager of the NAACP National Voter Fund, (NVF) the 501 (C) (4) arm of the NAACP, from 2001 through 2018. From 1994 through 1997, he served as Deputy Political Director for the Democratic National Committee. Moore has also served as the DNC's Director of Voter Registration and Participation and as a consultant to the Democratic National Committee where he restructured the DNC's Voting Rights Institute by developing programs to provide more direct assistance to voters through creation of the party's first national voter assistance hotline, 866-DEM-VOTE; he also convened voting rights summits that brought together election lawyers, advocacy groups and net-roots activists to help coordinate their election protection efforts. He instituted the party's first 50-state voter protection program that established election protection operations in all 50 state parties for the first time.

In recent years Moore has worked through his foundation to develop new and innovative national and statewide voter engagement data-based strategies and models as tools for carrying on his commitment to empower disenfranchised communities and expand the right to vote for all Americans. Moore has lectured on college campuses across the US and received awards and recognition for his long-standing commitment to voting rights and expanding our Democracy at the local, state and national level. He is also the author of an upcoming book Beyond the Voting Rights Act, a memoir of his many years of voting rights advocacy work including his multi-year legislative efforts which helped secure the passage of the National Voter Registration Act, and other major legislative and election administration advances that protects the voting rights of all Americans.

Mr. Moore received his Bachelor of Science Degree from the Ohio University, College of Communications, in June 1983, with a major in Organizational Communications and a minor in Political Science. After over 30 years of advocacy work, he returned to higher education and will complete his Master of Public Administration at the George Voinovich School of Public Administration at Ohio University in 2021.

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- Agree that she or he will not publish, distribute, reproduce, manufacture or sell said work products or outcomes as her or his own without prior written permission from the Election Assistance Commission
- Not present herself or himself as a representative of the Election Assistance Commission at any time other than in the fulfillment of the duties and responsibilities as described for the position

To nominate yourself or someone else for the Election Assistance Commission Board of Advisors Executive Officer Position, complete the above 3-page form and return to:

Kevin Rayburn, General Counsel, by

email: krayburn@eac.gov

Signature Alysoun
McLaughlin

 Digitally signed by Alysoun
McLaughlin
Date: 2021.05.24 00:09:23 -04'00'

Date 5/24/2021

Nomination submitted by:

Alysoun McLaughlin and
Michael Yaki

SUBMISSION DEADLINE IS MAY 24, 2021, 5:00 PM EASTERN TIME



I want to serve the EAC's Board of Advisors in whatever capacity is best for the BoA and the EAC. As an elected County Clerk, I understand the importance of accurate records.

Throughout my career, and especially over the past few years, my role in associations has been that of peacemaker, one who includes all voices in an attempt to consider more diverse viewpoints, which almost always results in more robust solutions. As an executive officer of the BoA, I would encourage more thorough discussion among the Board's members. This unique mix of election and non-election officials can be a source of enhanced debate, insight, and more well-rounded advice.

A few experiences in my background will help me be an effective Executive Committee member. I worked as a CPA and an information systems auditor and consultant in Los Angeles and Poland. I was a project manager in Germany and Boston, and a CFO of a chain of private schools.

I chair the Elections Subcommittee for the National Association of Counties, the Communications working group for the Election Infrastructure Government Coordinating Council, and have testified twice before Congress regarding elections. I also serve on the Advisory Boards for the Center for Tech and Civic Life and the Center for Civic Design. I'm Past President of the Utah Association of Counties, and have chaired the Utah Clerk's Legislative Committee for five years. I am the Treasurer of the International Association of Government Officials (iGO).



**U.S. ELECTION ASSISTANCE COMMISSION (EAC)
BOARD OF ADVISORS**

NOMINATION FORM

SUBMISSION DEADLINE IS MONDAY, MAY 24, 2021 by 5:00 PM EASTERN

Name: Alysoun McLaughlin
Title: Deputy Election Director
Organization: Montgomery County, Maryland
Executive Officer Position Sought: <input checked="" type="checkbox"/> Chair <input type="checkbox"/> Vice Chair <input type="checkbox"/> Secretary

Reason for nomination or candidate's statement of interest:

The Board of Advisors has a unique responsibility under the Help America Vote Act, unlike any of the other federal advisory committees, to bring together an array of stakeholder groups in offering advice to the Election Assistance Commission.

To fulfill that responsibility, I believe that we should structure the agenda for our meetings in a way that recognizes the collective expertise of the membership. As we return to in-person meetings, I would like to develop a full, two-day meeting agenda that provides members with an opportunity to share the microphone, to offer advice to the EAC, and to question and disagree with each others' advice. We need to bring members' expertise out of the Q&A and into the panel discussions.

By running for the position of Chair, I am seeking to assert my vision for how the committee should function as we return to meeting in person and I am offering to put in the work to build greater dialogue among the members of the Board of Advisors. I am also seeking to complete a standard, three-year term on the Executive Committee and to clear a path for others to run for the positions of Vice Chair and Secretary, which offer the opportunity for a multi-year leadership term.

Candidate Bio (Not to exceed one page):

Alysoun McLaughlin began her career as a federal lobbyist for the National Conference of State Legislatures. She served as a Federal Budget and Tax Policy Specialist and provided staff for NCSL's Election Reform Task Force, played a leadership role in negotiating provisions of the Help America Vote Act and led coalition efforts to secure funding for its implementation.

Shortly after the Help America Vote Act was signed into law, she joined the staff of the National Association of Counties where she advocated for county governments on a broad range of issues from tax-exempt financing to election policy. For her advocacy on behalf of local government finance officers on federal tax issues, she was awarded an honorary lifetime membership in the National Association of County Collectors, Treasurers and Finance Officers.

Alysoun subsequently served as part of the Make Voting Work Initiative at the Pew Center on the States and was a part of early discussions on shaping initiatives such as the Voting Information Project, the Electronic Registration Information Center and the Election Performance Index. She managed a portfolio of grants and contracts commissioning research on election administration and organized the first "Voting in America" Summit.

In 2009, on a dare, she accepted her first job "in the trenches" as an election administrator, helping to implement omnibus election reform legislation with the District of Columbia Board of Elections. She spent three years in DC, assisting with the implementation of reforms ranging from a paper ballot voting system and electronic pollbooks to same-day registration. Alysoun was credited with increasing the transparency of the office through then-industry leading practices using social media as a tool for outreach and rapid response.

Since 2012, Alysoun has served in her current role as Deputy Election Director for Montgomery County, Maryland, one of the fifty largest jurisdictions in the country. She is Vice Chair of the Election Subcommittee of the National Association of Counties and is a member of the Election Center's Legislative and Postal Committees. She has served three terms as Co-Chair of the Metropolitan Washington Council of Governments' Election Officials' Committee and in multiple positions on the Board of the Maryland Association of Election Officials. Alysoun is currently serving her second term as Secretary of the Board of Advisors to the U.S. Election Assistance Commission.

She has a Bachelor of Arts in Political Science from the Johns Hopkins University and a Master of Arts in Political Management from the George Washington University.

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- Agree that she or he will not publish, distribute, reproduce, manufacture or sell said work products or outcomes as her or his own without prior written permission from the Election Assistance Commission
- Not present herself or himself as a representative of the Election Assistance Commission at any time other than in the fulfillment of the duties and responsibilities as described for the position

To nominate yourself or someone else for the Election Assistance Commission Board of Advisors Executive Officer Position, complete the above 3-page form and return to:

Kevin Rayburn, General Counsel, by

email: krayburn@eac.gov

Signature Alysoun
McLaughlin
Electronic Signature Acceptable

Digitally signed by Alysoun
McLaughlin
Date: 2021.05.21 16:28:11 -04'00'

Date 5/21/21

SUBMISSION DEADLINE IS MAY 24, 2021, 5:00 PM EASTERN TIME

From: Michael Yaki<(b) (6)>

Sent on: Wednesday, June 23, 2021 4:55:14 PM

To: mcot (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>

CC: Mona Harrington<mharrington@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6); Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Courtney Mills<CMills@eac.gov>

Subject: Re: TGDC Vacancy

Tina

Is there a deadline to apply, and what role does the BOA have in selecting its member?

Best regards,
Michael

MICHAEL YAKI CONSULTING

e: (b) (6)
m: (b) (6)

CONFIDENTIAL COMMUNICATION: This email message and any attachments are intended only for the use of the addressee named above and may contain information that is privileged and confidential. If you are not the intended recipient, any dissemination, distribution, or copying is strictly prohibited. If you received this email message in error, please immediately notify the sender by replying to this email message or by telephone.

On Wednesday, June 23, 2021, 06:38:40 AM PDT, Tina Barton <tbarton@eac.gov> wrote:

Good morning, Board of Advisors.

As previously notified on June 16th, Neal Kelley has announced his resignation as a Board of Advisors representative to the Technical Guidelines Development Committee (TGDC) effective [July 1, 2021](#). Pursuant to HAVA, members of the TGDC are jointly appointed by the EAC and the Director of NIST. If you are interested in being a Board of Advisors representative on the TGDC to fill this upcoming vacancy, please submit your biography, qualifications, and interest in serving to the EAC Chair and TGDC DFO, Donald Palmer (dpalmer@eac.gov) for consideration.

Respectfully,

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200|Washington, D.C. 20001

www.eac.gov

From: Tina Barton<TBarton@eac.gov>
Sent on: Wednesday, June 23, 2021 4:04:12 PM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson<(b) (6)>; jim.condos (b) (6); Eric Covey<(b) (6)>; reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michael (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary)<(b) (6)>; Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren<(b) (6)>; David Beime (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray<(b) (6)>; donaldmarkritchie (b) (6); Rick Stream<(b) (6)>; sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Stream, Rick (b) (6)

CC: Mona Harrington<mharrington@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides<(b) (6)>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Courtney Mills<CMills@eac.gov>

Subject: Voting Instructions and Supporting Documents for BOA Annual Meeting

Attachments: BOA Annual Meeting June 23 2021 Agenda FINAL.pdf (134.65 KB), NIST EAC Board Meeting Handout - 20210615.pdf (40.24 KB), T&C Topics Board of Advisors Meeting 6_2021 FINAL.pdf (630.49 KB), 09.02.2020 BoA Minutes - Provided by GC.pdf (165.91 KB), EAC BOA Proposed Resolution 1-Election Audits.pdf (78.16 KB), EAC BOA Proposed Resolution 2-Threats to Election Officials.pdf (69.27 KB), Recommendations of bylaws committee 05-21-21.pdf (261.79 KB), CISA ESI draft slides for EAC board of advisors meeting 2021-06-23.pdf (3.01 MB), Letter to BOA re Election Process.pdf (158.79 KB)

June 23, 2021

The Board of Advisors Executive Officers election will take place during the virtual Board of Advisors meeting beginning at 1 p.m. ET today. The candidate nominations and statements were sent to you in a previous email.

Pursuant to the Board of Advisors Bylaws Article IV(C)(2)(a), the election will be by secret ballot. As this is a virtual meeting, the procedure will be different than it would be if this were an in-person meeting. The EAC has a process by which members can confidentially cast their ballots via Checkbox. **Each member will receive an email with a link to submit their ballot via Checkbox - Tina Barton noreply@checkbox.com. A second email will be sent by me that will have your password.** Please remember the password is case sensitive. The Checkbox tool reflects the ballot information and ensures all ballots are received within the time provided during the meeting. You may vote for no more than one candidate in each race.

For those of you that cannot attend the meeting, you had to have submitted your proxy to Chairman Yaki by noon today ET, June 23, 2021. You can either direct your designated proxy how to vote or delegate them authority to make the decision for you.

Once voting is closed, the results will be sent to the Election Certification Committee. The Election Certification Committee will declare the winners of each race.

As a reminder, sent with your calendar invite for today's meeting were attachments that contained the candidates'

nomination forms and personal statements.

Please let me know if you have any questions. You may reach me at (b) (6) or tbarton@eac.gov.

Respectfully,

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

Meeting Minutes
United States Election Assistance Commission
BOARD OF ADVISORS MEETING
September 2, 2020
Via Zoom

The following are the Minutes of the United States Election Assistance Commission (“EAC”) Board of Advisors held September 2, 2020 via Zoom and Youtube. The meeting convened at 1:33 p.m. and adjourned at 3:25 p.m.

Call to Order

Board Chairman Michael Yaki calls the meeting of EAC Board of Advisors to order. He asks Secretary Alysoun McLaughlin to call the roll.

Roll Call

Secretary McLaughlin calls roll for the Board of Advisors and found present Tina Barton, David Beirne, Elliot Berke, Kathleen Bernier, Secretary of State Jim Condos, Jim Dickson, John Fogarty, Don Gray, Marc Guthrie, Ricky Hatch, Chris Herren, Liz Howard, Keith Ingram, Daniel Ivey-Soto, Sarah Ball Johnson, Linda Lamone, Dean Logan, Tim Mattice, Alysoun McLaughlin, Gregory T. Moore, Linda Niendick, Sachin Pavithran, Shaun Rahmeyer, Shane Schoeller, Barbara Simons, Philip Stark, and Michael Yaki.

Determination of Quorum

Secretary McLaughlin reports that the roll call shows a quorum is present.

Opening Remarks from Commissioner Hicks

EAC Commissioner Thomas Hicks welcomes and thanks the Board of Advisors and introduces himself as the Board’s Designated Federal Officer (DFO). He notes that the meeting today is to hold Executive Officer Elections. He thanks the Board for adjusting to the current conditions and meeting on Zoom. Commissioner Hicks adds that the General Election is only 62 days away, which makes the work of the EAC and the Board even more vital, especially in light of the pandemic. He adds that after the Executive Officer elections the Board will hear from the Special Committee on the United States Postal Service. Commissioner Hicks adds that many states will be changing to a vote by mail system during this election cycle, so it is important to make useful information available to support the influx of mail voting.

Introductory Business

Chairman Yaki announces that Michael Winn has joined the meeting.

Adoption of the Agenda

Ricky Hatch moves to adopt the Agenda. Michael Winn seconds the motion. There are no objections and the agenda is approved.

Meeting Minutes

Kathleen Bernier moves to adopt the meeting minutes of the June 16th Board Meeting. Chairman Yaki seconds the motion. There are no objections and the minutes are approved.

Appointment of Election Certification Committee

Chairman Yaki notes that according to the bylaws, he must appoint an Election Certification Committee. He appoints David Beirne as the Chair and Chris Herren and Liz Howard as the other committee members. Chairman Yaki explains that the Committee will receive the tabulated ballots for review.

Review of Election Procedures from EAC General Counsel Kevin Rayburn

EAC General Counsel Kevin Rayburn explains that the Board is holding three elections. These elections are for Chair, Vice Chair and Secretary. The Secretary Office only had one nominee, so that election will be conducted by voice vote to affirm the nominee. For Chair and Vice Chair the elections will be separate and on separate ballots through an anonymous Zoom pop-up survey. For Board members who cannot vote through the Zoom survey, they will email their vote to EAC Associate Counsel Amanda Joiner. Ms. Joiner will aggregate the email votes and ensure that they are anonymous before sending the results to the Election Certification Committee. Mr. Rayburn adds that proxy votes should also be cast via email.

David Beirne asks Secretary McLaughlin to report the number of attendees and proxy votes. Secretary McLaughlin reports that there are 28 attending and 4 proxy votes, which leaves 3 not present. Mr. Rayburn reminds the Board that the elections require a plurality, so a majority is not needed.

Election for the Office of the Chair

Chairman Yaki explains that there are two candidates for the office of the Chair. The candidates are Secretary of State Jim Condos and Chairman Yaki.

Secretary Condos' Statement

Secretary Condos explains his previous experience, which includes City Councilor for 18 years and Vermont State Senator for 8 years. While serving as a State Senator, Secretary Condos chaired the Senate Education Committee and the Senate Government Operations

Committee. He adds that he was on the National League of Cities Board of Directors and recently served as the President of the National Association of Secretaries of State. Secretary Condos adds that he is currently working on the CSG Overseas Voting Initiative. Secretary Condos says that he knows how federal, state, and local governments work. He adds that while it is traditional for Vice Chair to move up to Chair, it is nowhere in the bylaws and he is eager to serve. Secretary Condos cites Vermont's recent election updates and notes that while he has served as Secretary of State, Vermont has moved from 38th to 1st and 3rd in the most recent MIT Election Performance Index State Rankings. Secretary Condos adds that Vermont has implemented a new accessible voting system that is fully ADA compliant and mailed a ballot to all registered voters for this election cycle. Secretary Condos discusses the different organizations he has worked with while serving as Secretary of State. Secretary Condos adds that election concerns for this cycle have increased substantially, and he is fit to serve as Chair as a state election official. He cites EAC resources designed to help state election officials and adds that the Board needs to help market these resources more efficiently. Secretary Condos concludes by saying that his experience and current role as Secretary of State make him the best candidate for Chair of the Board.

Chairman Yaki's Statement

Chairman Yaki notes that he has served on the Board for the past five years. He adds that it is an unusual time, and he hoped to maintain the tradition of the rotation of officers. Chairman Yaki says that after consultation with the Vice Chair and Secretary, they decided they should try to maintain the current Board structure so that no one is denied a full term. He adds that as Chair he has done things a little differently, which includes appointing two special committees on election security. Chairman Yaki explains that one of his goals was to have the Board of Advisors take a more active role, which was interrupted by the COVID pandemic. He hopes that he would be able to offer a proposal to restructure and diversify the Board if he is elected again. Chairman Yaki believes that this would give members an additional voice and allow them to be more active. He notes that Secretary Condos has extensive credentials, but he has also served on the EAC Board of Advisors for 5 years, served as a member on the U.S. Commission on Civil Rights for 15 years, and been an elected official. Chairman Yaki concludes by saying the entire Board shares an interest in making election administration better, and thanks the Board for electing him for his previous term.

Vote for the Office of the Chair

General Counsel Kevin Rayburn explains the poll process through Zoom and helps members locate the poll. Mr. Rayburn reminds the members that they can also vote via email if they have ongoing issues with the poll. He also adds that proxy votes should be cast via email.

Election for the Office of the Vice Chair

Chairman Yaki explains that there are two candidates for the office of the Vice Chair. The candidates are Sarah Ball Johnson and current Vice Chair Daniel Ivey-Soto.

Sarah Ball Johnson's Statement

Ms. Johnson explains that she has experience in elections through service on the Board of Advisors and in Colorado and Kentucky. She believes that it is important to have a local election official perspective on the Board during this unique election cycle. Ms. Johnson adds that she is also serving on the Department of Homeland Security Election Infrastructure Governing Committee and other federal boards and associations. Ms. Johnson also notes that she has been on the EAC Board of Advisors for nearly its entire existence and served on the EAC Standards Board. She notes that she was around and involved when the Help America Vote Act was drafted and when the purpose of the Board of Advisors was determined. Ms. Johnson also points out that the Board is meant to serve as an intersection of perspectives from election-conducting members and non-election-conducting members. This dialogue allows election officials to hear the voters' side of elections, and this collaboration is the most essential component of the Board of Advisors.

Vice Chair Ivey-Soto's Statement

Vice Chair Ivey-Soto explains that he is a former State Election Director from New Mexico and served as Associate Deputy Secretary of State for Elections, Ethics and Legal. Vice Chair Ivey-Soto was also a member of NASED and was the Executive Director for the County Clerk's Affiliate in New Mexico. Vice Chair Ivey-Soto currently serves as a technical assistance provider for County Clerk Offices in New Mexico and is a State Senator. He adds that he came to serve on the EAC Board of Advisors as a representative of the National Conference of State Legislatures where he also served as the National Co-Chair for the Elections and Redistricting Policies Committees. Vice Chair Ivey-Soto adds that he is a former member of the Uniform Law Commission where he worked on the Federal Voting Assistance Program. He cites multiple recognitions for his work in election practices. Vice Chair Ivey-Soto also serves as the President of the National Hispanic Caucus of State Legislatures and notes his Cuban heritage. Vice Chair Ivey-Soto notes that democracy in this country is personal for him and maintaining diversity on the Board is critical. He adds that his family's history allows him to understand the importance of maintaining democracy and hopes to continue his role as Vice Chair.

Vote for the Office of Vice Chair

Barbara Simons comments that she received a proxy from Mark Ritchie and Chairman Yaki explains that it has been handled.

General Counsel Kevin Rayburn begins the poll for the vote and explains the process and reminds the Board of email voting for proxies. Barbara Simons asks if email votes will be acknowledged via email, and Mr. Rayburn explains that Ms. Joiner will acknowledge each emailed vote.

Election for the Office of Secretary

Chairman Yaki notes that there is no opposition, but Secretary Alysoun McLaughlin may make a statement if she would like. Secretary McLaughlin thanks the Board and hopes to have a productive year.

Motion to Approve Secretary McLaughlin

Chairman Yaki requests a Motion to Approve Alysoun McLaughlin as Secretary by Acclamation. Vice Chair Ivey-Soto makes the motion and it is seconded by Jim Dickson. There are no objections and Alysoun McLaughlin is elected as Secretary with a unanimous vote.

Results of Elections for Chair and Vice Chair

EAC General Counsel Kevin Rayburn confirms that the results have been submitted to the Election Certification Committee.

David Beirne, Chair of the Election Certification Committee, asks Secretary McLaughlin to confirm that there should be 28 votes from persons in attendance and 4 proxies. Secretary McLaughlin confirms that this is her record, but understands that there was another proxy. Chairman Yaki explains that Mark Ritchie's proxy was sent to him, which adds a fifth proxy. Mr. Beirne recommends moving on to the report from the Special Committee on the United States Postal Service and returning to the vote totals at the end of the meeting so that they may certify the results.

Special Committee on the United States Postal Service

Chairman Yaki introduces the Co-chairs of the Special Committee, Secretary McLaughlin and Tina Barton.

Ms. Barton notes that the Committee's recommendations were sent to the Board prior to the meeting. She explains that in forming the recommendations the Special Committee took into consideration the shortened timeline leading up to the General Election and recognized the capacity and capability of the EAC given this timeline. Ms. Barton adds that the Special Committee wanted to make sure that the recommendations were appropriate for the Board of Advisors to submit and contain the recommendations to points that could be realistically implemented.

Ms. Barton recognizes the members of the Special Committee and thanks them for their work. She goes on to explain that the Special Committee was most concerned with voters

returning their ballot with enough time for it to be counted. She explains that in a study of uncounted ballots, most were postmarked within seven days before the election. Ms. Barton explains that this led to the recommendation that Monday October 19th should be promoted as “Mail it Back Monday”. This could serve as a reminder for voters to send the ballot back fifteen days prior to Election Day.

Ms. Barton says that the second recommendation took into account the EAC Voter Education platform. The Special Committee recommended that the EAC package the content on critical dates and deadlines for sharing nationwide on social media. The Special Committee concluded that the three areas of information most critical to voters is registration, receiving the ballot, and having the ballot counted.

The Special Committee’s third recommendation took into account the EAC’s current work, and asks the EAC to expand its resources for state, local, tribal, and territorial election officials when it comes to mail and absentee voting. Ms. Barton adds that this includes best practices for serving voters with disabilities who vote by mail.

Secretary McLaughlin emphasizes that the EAC has already done good work in voter education and hopes that it will continue to expand these resources. She adds that inaccurate information on social media is currently the biggest challenge for voter education. Liz Howard reiterates that the Special Committee appreciates all the work the EAC has already done and she looks forward to the potential “Mail it Back Monday” campaign. Greg Moore adds that using “Mail it Back Monday” would be most successful if it is used on social media. Linda Niendick comments that if the EAC works in conjunction with Secretaries of State on “Mail it Back Monday” then it would help disseminate the information to voters. Ricky Hatch and Michael Winn both support the prior comments. Jim Dickson adds that the accessibility community is also excited about the “Mail it Back Monday” campaign.

Dr. Stark raises concerns over “Mail it Back Monday”, as it could increase the outgoing mail that the United States Postal Service would have to deal with on that particular day. Dr. Stark fears that this might result in overflowing mailboxes and could go beyond the Postal Service’s current capacity. He suggests encouraging voters to mail the ballot back by that date instead of on that date might be more effective. Ms. Barton responds that states already have different timelines for sending ballots and “Mail it Back Monday” is meant to serve as a reminder. She adds that she does not expect the mass of voters to drop their ballot on that day, but even if they do then it has a greater chance of being delivered than it does if it is too late. Dr. Stark adds that he agrees with the concerns over late ballot submissions, but fears that this may encourage people to wait to mail their ballot until the set date. Greg Moore adds that this initiative is similar to National Voter Registration Day and serves as a reminder.

Adoption of the Special Committee Report

Chairman Yaki asks the Board to adopt the Committee Report and forward it to the EAC. There are no objections and the report is adopted.

Results of Elections for Chair and Vice Chair

David Beirne reports the results of the Election Certification Committee. For Chair, Secretary Condos received 12 votes cast and Chairman Yaki received 21 votes cast. For Vice Chair, Sarah Ball Johnson received 19 votes cast and Vice Chair Ivey-Soto received 13 votes cast. The results were sent to the EAC General Counsel as well.

Commissioner Hicks recites the Oath of Office and swears in the new Officers.

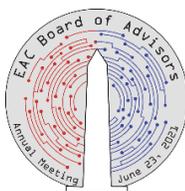
Closing Remarks

Commissioner Hicks thanks the Board and the candidates for office. He reminds all to vote and encourage others to vote.

Adjournment

Secretary McLaughlin moves to adjourn the meeting. There are no objections and the meeting is adjourned.

The September 2, 2020 virtual meeting of the United States Election Assistance Commission Board of Advisors adjourned at 3:25 p.m.



U.S. Election Assistance Commission Board of Advisors Annual Meeting

Wednesday, June 23, 2021, 1:00 p.m. – 4:00 p.m. EST

Livestreamed on YouTube

AGENDA

Call to Order

- Michael Yaki, Chair, EAC Board of Advisors

Roll Call via participant list

- Alysoun McLaughlin, Secretary, EAC Board of Advisors

Welcoming Remarks from the Chairman, EAC and Commissioner McCormick, DFO

- Don Palmer, Chairman, U.S. Election Assistance Commission
- Christy McCormick, Commissioner, U.S. Election Assistance Commission

All Members of EAC Board of Advisors Sworn-In

- Christy McCormick, DFO - Oath of Office of all EAC Standards Board members

Approval of Agenda

Approval of Minutes of Previous Board of Advisors Meeting

Election of Officers

Bylaws Committee Update

Resolutions Committee Update

General EAC Update

Other EAC Updates/Discussions

- VVSG 2.0 Lifecycle
- VVSG 2.0 Manual Enhancements

Federal Partner Update

- NIST Executive Order Discussion
- Cybersecurity Briefing - CISA

New Members of Executive Board Sworn-In

- Christy McCormick, DFO - Oath of Office of Executive Board members

Closing Remarks

- Michael Yaki, Chair, EAC Board of Advisors

Adjournment

ELECTION SECURITY INITIATIVE: PRESENTATION TO EAC BOARD OF ADVISORS



CISA
June 18, 2021

CISA & Election Infrastructure

As the nation's **risk advisor**, the Cybersecurity and Infrastructure Security Agency's (CISA) mission is to ensure the security and resiliency of our critical infrastructure.

The 2017 designation of election infrastructure as **critical infrastructure** provides a basis for the Department of Homeland Security (DHS) and other federal agencies to:

- Recognize the importance of these systems;
- Prioritize services and support to enhancing security for election infrastructure;
- Provide the elections community with the opportunity to work with each other, the Federal Government, and through the Coordinating Councils; and
- Hold anyone who attacks these systems responsible for violating international norms.



Election Security Mission

To ensure the election community and American public have the necessary information and tools to adequately assess risks to the election process and protect, detect, and recover from those risks



Brandon Wales,
CISA Acting Director

CISA
June 18, 2021

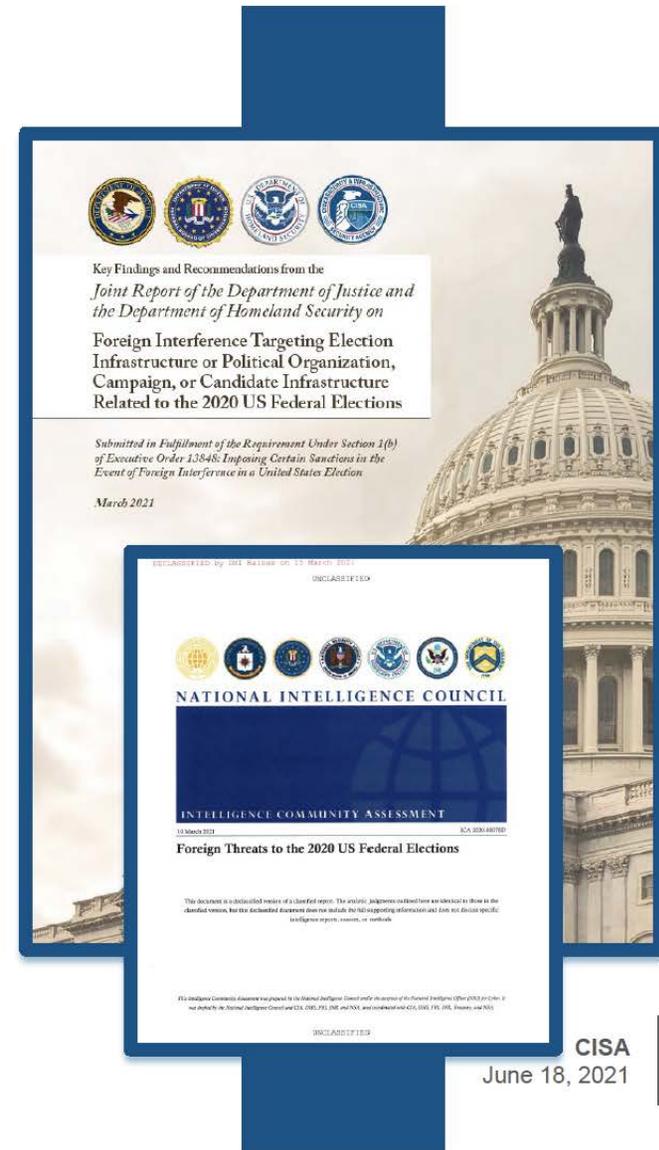
Threat Landscape

Intelligence Community Assessment on Foreign Threats to 2020 Elections

- “We have **no indications** that any foreign actor attempted to alter any technical aspect of the voting process in the 2020 U.S. elections, including voter registration, casting ballots, vote tabulation, or reporting results. [...] Some foreign actors, such as Iran and Russia, spread **false or inflated claims** about alleged compromises of voting systems to undermine public confidence in election processes and results.”

DHS-CISA-DOJ-FBI Report on Impact of Foreign Interference Targeting Election Infrastructure in 2020

- “We [...] have **no evidence** that any foreign government-affiliated actor prevented voting, changed votes, or disrupted the ability to tally votes or to transmit election results in a timely manner; altered any technical aspect of the voting process; or otherwise compromised the integrity of voter registration information of any ballots cast during 2020 federal elections.”
- “**Broad Russian and Iranian campaigns** targeting multiple critical infrastructure sectors did compromise the security of several networks that managed some election functions, but they **did not materially affect** the integrity of voter data, the ability to vote, the tabulation of votes, or the timely transmission of election results.”



Threat Landscape

2016

- Russian APT cyber and influence activity

2020

- E-Day "just another Tuesday on the Internet"
- Russian APT cyber and influence activity
- Iranian APT cyber and influence activity
- Ransomware
- Enemies of the People
- Mis- and Disinformation
- SolarWinds



From: Proud Boys <info@officialproudboys.com>
Date: October 20, 2020 at 9:44:59 AM CDT
To: [REDACTED]
Subject: Vote for Trump or else!

[REDACTED] We are in possession of all your information (email, address, telephone... everything). You are currently registered as a Democrat and we know this because we have gained access into the entire voting infrastructure. You will vote for Trump on Election Day or we will come after you. Change your party affiliation to Republican to let us know you received our message and will comply. We will know which candidate you voted for. I would take this seriously if I were you.

Alert (AA20-304A)



Iranian Advanced Persistent Threat Actor Identified Obtaining Voter Registration Data

Original release date: October 30, 2020 | Last revised: November 03, 2020



CISA
June 18, 2021

Election Infrastructure Subsector Recommendations*

CISA recommends the following mitigations to reduce EI entity cyber risk

- ✓ Improve **phishing defenses**
- ✓ **Patch vulnerabilities** on internet-accessible systems and devices **on a regular schedule**. CISA recommends regularly scanning internet-accessible hosts and remediating critical and high vulnerabilities within 15 and 30 days, respectively.
- ✓ **Update software and OS** to supported versions
- ✓ Securely **configure internet-accessible ports and services** on systems and devices



*CISA Election Infrastructure Subsector Cyber Risk Summary, March 2021

CISA
June 18, 2021

Additional Recommendations



Strengthen Password Policy and Auditing Processes.

Use multi-factor authentication and perform regular audits of password policies. Password best practices include ensuring that strong passwords are required and that administrators utilize encrypted password vaults.

Have a Plan and Implement Backups. Follow established enterprise network best practices for IT infrastructure. This includes implementing a strong patching methodology for operating systems and third-party products. Your organization should also create an Incident Response Plan and Continuity of Operations Plan.

Replace Unmaintainable Equipment. Use equipment that is maintainable with current security patching. Exceptions should be minimized and isolated.

Implement Network Segmentation. Internal network architecture should protect and control access to the entity's most sensitive systems. User workstations should be less trusted and connections to external networks should be isolated, controlled, and monitored.



Risk Analysis

ELECTION INFRASTRUCTURE CYBER RISK ASSESSMENT

PROCESS

1. REGISTRATION
 - 1. Voter Registration
 - 2. POLLBOOK
 - 1. Pollbook Preparation
 - 2. Pollbook Use
2. POLLBOOK
3. VOTING MACHINE
 - 1. Ballot Preparation
 - 2. Voting Machine Preparation
 - 3. Voting Machine Use
4. TABULATION
 - 1. Tabulation Use (Process)
 - 2. Tabulation Use (Event)
 - 3. Aggregation (Event)
5. WEBSITE
 - 1. Website

RISK ASSESSMENT

INTEGRITY ATTACKS

Integrity attacks on state-level voter registration systems, the preparation of election data, vote aggregation systems, and election websites present particular risk to the ability of jurisdictions to conduct elections.

AVAILABILITY

Availability attacks support same-day provisional voting, a meaningful risk to elections.

VOTING SYSTEMS

Voting systems present threat actors but by itself, insuring that when compared to the election process.

DIVERSE INFRASTRUCTURE

U.S. election systems with structure and jurisdictions that are not sophisticated cyber.

DISINFORMATION

Disinformation can undermine confidence in election processes and erode trust in the system.

Election Infrastructure Cyber Risk Assessment

MAIL-IN VOTING RISK: INFRASTRUCTURE AND PROCESS

RISK

Mail-in voting is a high-risk activity for jurisdictions, bringing a variety of cyber and infrastructure risks.

COMPENSATING CONTROLS

States implementing mail-in voting must implement compensating controls, procedures, and controls, which build layers of safeguards to reduce the process's overall risk.

ELECTION INFRASTRUCTURE CYBER RISK ASSESSMENT

The goal of this report is to provide a baseline of election systems. The assessment's purpose is to identify and describe the risks to the infrastructure and process of mail-in voting. This report is intended to help jurisdictions understand the risks to their mail-in voting systems and to provide a baseline of election systems. The assessment's purpose is to identify and describe the risks to the infrastructure and process of mail-in voting. This report is intended to help jurisdictions understand the risks to their mail-in voting systems and to provide a baseline of election systems.

KEY FINDINGS

States implementing mail-in voting must implement compensating controls, procedures, and controls, which build layers of safeguards to reduce the process's overall risk.

Mail-In Voting Risk Assessment

RISK MANAGEMENT FOR ELECTRONIC BALLOT DELIVERY, MARKING, AND RETURN

UNCLASSIFIED // FOR OFFICIAL USE ONLY

KEY FINDINGS

States implementing mail-in voting must implement compensating controls, procedures, and controls, which build layers of safeguards to reduce the process's overall risk.

Risk Management for Electronic Ballot Delivery, Marking, and Return

Upload Saved Survey Answers

Begin New Survey

July 2020

License Agreement

CISA-EAC Election Security Risk Profile Tool



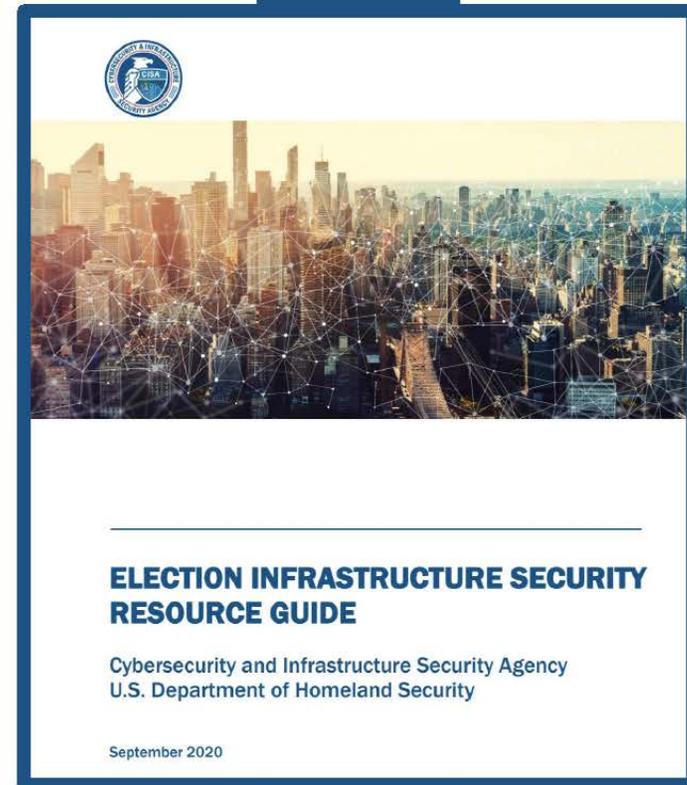
Cybersecurity Services

CISA Services

- Vulnerability Scanning (Cyber Hygiene)
- Remote Penetration Testing
- Phishing Campaign Assessment
- Critical Product Evaluation
- Crossfeed
- Cyber Resilience Review
- & more

EI-ISAC Services

- Albert Sensors
- Malicious Domain Blocking and Reporting
- & more



CISA
June 18, 2021

DOTGOV Top-Level Domain

DOTGOV Act of 2020

- **Responsibility** of administering official web domains shifted to CISA from GSA
- As of April 2021, **.gov domains are available at no cost** for qualifying organizations through at least the end of FY2021*
- Increased use of .gov domains will **improve cybersecurity and trust** in public services across the United States

*There was previously a \$400 annual registration fee for each sub-domain



Making .gov More Secure by Default

.gov

When the public sees information on a .gov website, they need to trust that it is official and accurate. This trust is warranted, because registration of a .gov domain is limited to bona fide US-based government organizations. Governments should be easy to identify on the internet and users should be secure on .gov websites.

HTTPS is a key protection for websites and web users. It offers security and privacy when connecting to the web, and provides governments the assurance that what they publish is what is delivered to users. In the last few years, HTTPS has become the default connection type on the web. Browsers that were once telling users to "watch for a green lock!" are now removing the lock icons. Instead, the browser warns users when sites are **not** using HTTPS.



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CYBER+INFRASTRUCTURE

DEFEND TODAY. SECURE TOMORROW.

Leveraging the .gov Top-level Domain

The .gov domain is a top-level domain (TLD) that was established to make it easy to identify US-based government organizations on the internet. All three branches of the US Government, all 50 states, and many local governments use .gov for their domains.

The DotGov Program, based at the US General Services Administration (GSA), manages the .gov TLD.



Why should State and Local Election Officials be interested in .gov?

Since a .gov domain is only available to bona fide US-based government organizations, using it signals trust and credibility. This can help a state or local election office establish its digital services (e.g., websites, emails) as official, trusted sources for voter information.

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June 18, 2021

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Exercises and Training

Tabletop Exercises (TTX) and “Tabletop-In-A-Box”

- Tabletop the Vote 2021: July 13 – 15, 2021

ESI Training Offerings

- Elections Security Overview
- Ransomware
- Phishing
- Building Trust through Secure Practices

Federal Virtual Training Environment (FedVTE)

A collage of three CISA training materials. The top right is a blue slide titled "BUILDING TRUST THROUGH SECURE PRACTICES" under the "ELECTION SECURITY INITIATIVE" banner. The middle left is the cover of the "ELECTIONS CYBER TABLETOP EXERCISE PACKAGE Situation Manual" dated January 2020. The bottom right is a slide titled "What Is Ransomware?" with a bulleted list and an illustration of a hand holding a stack of green bills in front of a laptop with a red padlock on the screen.

BUILDING TRUST THROUGH SECURE PRACTICES
ELECTION SECURITY INITIATIVE
CISA

ELECTIONS CYBER TABLETOP EXERCISE PACKAGE
Situation Manual
January 2020
Cybersecurity and Infrastructure Security Agency
Exercise Program

What Is Ransomware?

- Ransomware is a type of **malicious software designed to deny access to a computer systems or data until a ransom is paid.**
- If ransom demands are not met, the system or encrypted data remains unavailable, or data may be deleted.
- In elections this could be used to deny access to or delete Voter Registration and/or Vote Tabulation data.

Ryan MacIae
February 24, 2021



CISA
CYBER+INFRASTRUCTURE

Geoff Hale
Director, Election Security Initiative
National Risk Management Agency
geoffrey.hale@cisa.dhs.gov

Contact CISA:
Central@cisa.dhs.gov

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June 18, 2021

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CYBER+INFRASTRUCTURE

US EAC Board of Advisors Resolution on Post-Election Audits

Whereas, free, fair, and secure elections are the very core of our democracy, and

Whereas, the 2020 General Election is widely considered by non-partisan experts to have been “the most secure election in American history” including by the previous administration’s Director of the DHS’s Cybersecurity and Infrastructure Security Agency, and

Whereas, paper ballots and post-election audits are critical components of a resilient and more secure election infrastructure, and

Whereas, with high probability post-election audits should either validate the voting machine results or determine the correct outcomes, and

Whereas, the handling of ballots and election equipment during post-election audits should be subject to strict security and chain of custody requirements to safeguard original ballots and voting equipment, and

Whereas, post-election audits should be transparent in process, including who is participating and who is funding the audit, and should be conducted in full view of the press and public, and

Whereas, audits should be performed in a nonpartisan fashion to ensure confidence in the process and acceptance of results, and

Whereas, the Civil Rights Act of 1960 requires election officials to safeguard and preserve election records, including ballots cast in a federal election, which must “be retained either physically by election officials themselves, or under their direct administrative supervision,” and

Whereas, this requirement ensures that election officials are responsible and accountable for maintaining the chain of custody, which protects election materials, including ballots, against loss, damage, destruction or theft, and

Whereas, the U.S. Department of Justice has explained that the Civil Rights Act of 1960 requires election officials to safeguard and preserve election records, including ballots cast in a federal election, which must “be retained either physically by election officials themselves, or under their direct administrative supervision,” and

Whereas, this requirement ensures that election officials are responsible and accountable for maintaining the chain of custody, which protects election materials, including ballots, against loss, damage, destruction or theft, and

Therefore, be it resolved, the US Election Assistance Commission Board of Advisors (BoA) supports robust post-election audits, and

Be it further resolved, the Board of Advisors urges the US Election Assistance Commission to dedicate additional resources and staff time to developing best practices for robust post-election audits and chain of custody procedures, and

Be it further resolved, the Board of Advisors encourages the EAC to include the following notice on all robust post-election audit best practice documents:

[All election materials and ballots, must, at all times “be retained either physically by election officials themselves, or under their direct administrative supervision” for a period of at least twenty-two (22) months. In the event that the state places these records in the custody of other officials, then “administrative procedures [must] be in place giving election officers ultimate management authority over the retention and security of [these] election records, including the right to physically access” such records.]

US EAC Board of Advisors Resolution on Threats Made Against Election Workers

Whereas, all Americans deserve accessible, accurate, reliable, and secure elections, and

Whereas federal, state, and local election officials, their staff, and poll workers are dedicated public servants and citizens who are critical to our nation's ability to conduct free and fair elections, and

Whereas election officials were subjected to a disturbing number of threats, including death threats, against themselves and their families in the 2020 election cycle, and

Whereas election officials across the country continue to face threats, including death threats, and harassment in 2021, and

Therefore, be it resolved that the EAC Board of Advisors condemns all threats against and harassment of election workers. and

Be it further resolved that the EAC Board of Advisors calls on the Election Assistance Commission to focus additional resources for election officials that will allow them to better protect themselves and other election workers, including through coordination with law enforcement agencies to prioritize and aid in the investigation and prosecution of those who have threatened or attacked election officials and workers.



U.S. ELECTION ASSISTANCE COMMISSION
633 3rd St. NW, Suite 200
Washington, DC 20001

June 23, 2021

The Board of Advisors Executive Officers election will take place during the virtual Board of Advisors meeting beginning at 1 p.m. ET today.

Pursuant to the Board of Advisors Bylaws Article IV(C)(2)(a), the election will be by secret ballot. As this is a virtual meeting, the procedure will be different than it would be if this were an in-person meeting. The EAC has a process by which members can confidentially cast their ballots via Checkbox. **Each member will receive an email with a link to submit their ballot via Checkbox - Tina Barton noreply@checkbox.com. A second email will be sent by me that will have your password.** Please remember the password is case sensitive. The Checkbox tool reflects the ballot information and ensures all ballots are received within the time provided during the meeting. You may vote for no more than one candidate in each race.

For those of you that cannot attend the meeting, you had to have submitted your proxy to Chairman Yaki by noon today ET, June 23, 2021. You can either direct your designated proxy how to vote or delegate them authority to make the decision for you.

Once voting is closed, the results will be sent to the Election Certification Committee. The Election Certification Committee will declare the winners of each race.

As a reminder, sent with your calendar invite for today's meeting were attachments that contained the candidates' nomination forms and personal statements.

Please let me know if you have any questions. You may reach me at ^{(b) (6)} [REDACTED] or tbarton@eac.gov.

Respectfully,

Tina Barton

Alternate Designated Federal Officer – EAC Board of Advisors

U.S. Election Assistance Commission

NIST Response to:

Executive Order on Promoting Access to Voting, Section 7: Ensuring Equal Access for Voters with Disabilities

Section 7 of Executive Order #14019

On March 7, 2021, the White House released an Executive Order (EO) on Promoting Access to Voting. According to the EO, the purpose is to “to protect and promote the exercise of the right to vote, eliminate discrimination and other barriers to voting, and expand access to voter registration and accurate election information” and “to ensure that registering to vote and the act of voting be made simple and easy for all those eligible to do so.”

Section 7 of the EO states “Ensuring Equal Access for Voters with Disabilities. Within 270 days of the date of this order, the National Institute of Standards and Technology (NIST) within the Department of Commerce shall evaluate the steps needed to ensure that the online Federal Voter Registration Form is accessible to people with disabilities. During that period, NIST, in consultation with the Department of Justice, the Election Assistance Commission, and other agencies, as appropriate, shall also analyze barriers to private and independent voting for people with disabilities, including access to voter registration, voting technology, voting by mail, polling locations, and poll worker training. By the end of the 270-day period, NIST shall publish recommendations regarding both the Federal Voter Registration Form and the other barriers it has identified.”

What is NIST doing?

Given the December 2nd, 2021 completion date, NIST is rapidly taking steps to engage with other agencies, advocacy groups, election officials, researchers, and voting system developers. NIST is having conversations with representative(s) from these groups to talk about barriers they’ve encountered, possible recommendations to overcome those barriers, and their visions of future advancements for increasing access to voting for people with disabilities. More specifically, NIST is seeking the following information:

- 1) Describe concerns regarding accessing the right to vote privately and independently for people with disabilities.
- 2) Describe effective strategies, techniques, and technologies for addressing the barriers faced by voters with disabilities throughout the voting process.
- 3) Describe barriers that people with disabilities encounter in getting useful information about the voting process.
- 4) Describe barriers that people with disabilities encounter with ballots, and in getting useful information about the items on the ballot.
- 5) Provide recommendations for improving voter access for people with disabilities.
- 6) Identify what has had the most impact enabling people with disabilities to vote privately and independently.
- 7) Identify gaps that remain in making voting accessible to people with disabilities.
- 8) Describe barriers that people with disabilities encounter with completing online forms for the voting process.

- 9) Describe barriers that people with disabilities encounter in getting useful information about their eligibility to vote.
- 10) Describe barriers that people with disabilities encounter with registering to vote.
- 11) Describe barriers that people with disabilities encounter using technology for the registration or voting process, whether online, in person, or via mail.
- 12) Describe the availability of accessible voting equipment.
- 13) Describe barriers that people with disabilities encounter with voting by mail.
- 14) Describe security considerations relevant to existing and potential technologies used by people with disabilities in the voting process.
- 15) Describe barriers that people with disabilities face at polling locations.
- 16) Describe the accessibility of polling places.
- 17) Identify areas where poll worker training can address barriers experienced by people with disabilities.
- 18) Identify areas where clearer or better policies can address barriers experienced by people with disabilities.
- 19) Describe any barriers that people with disabilities face to voting that disproportionately impact communities of color, persons who live in rural areas; and persons otherwise adversely affected by persistent poverty or inequality.
- 20) Of the concerns and barriers noted, identify the most serious and impactful barriers faced by voters with disabilities throughout the voting process.

In June, a Request For Information (RFI) will be posted in the Federal Register. Interested parties can submit information directly on <https://www.regulations.gov/> or by emailing pva-eo@list.nist.gov. In August, NIST will put out draft recommendations for public comment. Details regarding how to submit comments during the public comment will accompany the announcement.

If you're interested in discussing Section 7 of the Executive Order and experiences or specific barriers your organization or jurisdiction has faced, please send us an email or communicate with us through the RFI and/or public comment!

Thank you!

NIST Promoting Access to Voting Executive Order Team

BYLAWS
OF THE U.S. ELECTION ASSISTANCE COMMISSION
BOARD OF ADVISORS

Article I: Authority

Pursuant to the Federal Advisory Committee Act (FACA) and the Help America Vote Act of 2002 (HAVA) [Public Law 107-252], as such statutes may be amended from time to time, the Board of Advisors (hereinafter referred to as "The Board") has been granted its authority through its Charter with the U.S. Election Assistance Commission (EAC). The Board and all committees thereof will comply fully with the provisions of FACA; and all other applicable Federal laws.

Article II: Objectives

The Board will:

- A. Advise the EAC through review of (1) the voluntary voting system guidelines described in Title II Part 3 of the HAVA; (2) voluntary guidance described under Title III of HAVA; (3) best practices recommendations contained in the report submitted under Section 242(b) of Title II (HAVA Title II section 212); and (4) such documents that the EAC presents to the Board.
- B. Pursuant to section 204(a)(3)(A) of HAVA, appoint a search committee to recommend at least three nominees for the position of Executive Director of the EAC when a vacancy exists.
- C. Function as an advisory body to the EAC.

Article III: Membership

Pursuant to Section 214(a) of HAVA, the Board shall consist of 37 members.

Article IV: Officers

- A. The Board shall elect Executive Officers to consist of the Chair, Vice-Chair and Secretary from its members.¹
- B. Terms of Service.
 1. Officers shall serve for a term of one (1) year, which shall be measured from annual meeting to annual meeting.
 2. Officers may serve no more than two (2) consecutive terms in any one office.
 3. In the event of an Officer vacancy, the remaining Officers may appoint an interim Officer until the next Board meeting.

Time served as an interim Officer shall not count toward the limitation of serving no more than two (2) consecutive terms in any one office.
- C. **Qualifications for Chair.**
 1. **The Chair shall alternate at the expiration of each term ("the rotation cycle") between members who at the time of their nomination serve as election officials and members who at the time of their nomination serve as non-election officials.**
- D. Nominations.
 1. Expired Terms.²
 - a) The Election Certification Committee shall solicit

¹ Article IV, Section A was amended on May 5, 2016 at the Chicago Board of Advisors meeting.

² Article IV, Section C was amended on May 5, 2016 at the Chicago Board of Advisors meeting.

nominations for the Executive Officers from Advisory Board members. The Election Certification Committee shall send to Advisory Board members a solicitation no later than 60 days immediately prior to the expiration of any Executive Officer's term. The solicitations shall designate the address and form for submitting nominations.

- b) Advisory Board members may nominate themselves or other Advisory Board members by responding to the solicitation.
- c) **If the current Chair is an elections official, the Election Certification Committee shall only solicit nominations of non-election officials for the Office of Chair, and if the current Chair is a not an elections official, the Election Certification Committee shall only solicit nominations of election officials.**
- d) Nominations shall be submitted to the Advisory Board's Designated Federal Officer (DFO) (or the DFO's designee) in writing and may be submitted electronically no later than 30 days prior to the expiration of any Executive Officer's term. In the event that the 30th day falls on a federal holiday or weekend, nominations are due no later than the next business day.
- e) Upon receipt of nominations, the DFO shall notify all Advisory Board members of nominated names at least fifteen (15) days prior to the date of the Advisory Board meeting immediately following the submission deadline.
- f) In the event the Election Certification Committee receives no Nomination **for the Office of Vice Chair or Secretary** before the submission deadline, Nominations will be accepted from the floor of the Board's meeting at which elections will take place.
- g) **In the event the Election Certification Committee receives no nomination meeting the requirements for that rotation cycle as described in section C(1), and no member meeting the requirements for that rotation cycle is nominated on the floor, a nomination of any member will be accepted from the floor.**

2. Elections.

- a. Separate elections for each office shall be by secret ballot and shall take place at the annual Board meeting of each calendar year. Elections of officers shall take place sequentially starting with Chair and ending with Secretary.
- b. In the event that there is only one nominee for an Officer position,

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EAC Board of Advisors Bylaws, adopted June 18, 2008; EAC Board of Advisors re-adopted April 13, 2015; Revised Bylaws adopted on May 5, 2016 at Chicago Board of Advisors Meeting - This version supersedes all previous versions.

- the election of that Officer position shall take place by voice vote.
- c. All election results shall be tabulated and certified by the Election Certification Committee. All tabulation and certification processes shall take place in the presence of the Board members at a time and place designated by the Election Certification Committee.
 - d. All elections shall be decided by plurality vote.
 - e. In case of a tie vote between the candidates at an election, the Election Certification Committee shall automatically recount the votes cast for the tied candidates. If a tie remains following a recount, the Board shall conduct a runoff election between the tied top vote-getters. If a tie remains following the runoff, the Election Certification Committee shall resolve the tie by the toss of a coin.
 - f. In the event that the Board is unable to meet for elections before the end of an Officer's term, the sitting Officers shall remain in their elected capacity until such time as the Board is able to meet again and a new Officer is elected.

Article V: Duties of Officers

- A. The Chair shall:
 - 1. Preside over meetings of the Board.
 - 2. Appoint all standing, ad hoc, and special committees.
 - 3. Serve as liaison with the Board's Designated Federal Officer (DFO).
 - 4. Serve as official liaison to the EAC for all resolutions and recommendations adopted by the Board.
 - 5. Coordinate with the DFO to request information from any federal agency and other EAC advisory boards necessary to assist with the functions of the Board.
 - 6. Appoint a Parliamentarian to advise the Chair on the conduct of Board meetings.
 - 7. Serve as *ex officio* member of all committees.
 - 8. Work with the DFO to schedule meetings of the Board and develop the proposed agendas for the meetings.
- B. The Vice Chair shall:
 - 1. Assist the Chair in fulfilling his/her duties.
 - 2. Serve as Chair in the absence of the Chair.
 - 3. Serve as Chair of the Resolutions Committee.
- C. The Secretary shall:
 - 1. Serve as Chair of the Bylaws Committee.
 - 2. Review Board minutes before distribution to Board members.
 - 3. Ensure, with assistance from the DFO, that meeting minutes are distributed to the Board within sixty (60) days of the meeting for which the minutes were recorded and properly filed at the EAC.
 - 4. Assist the Chair at meetings and from time to time, as the Chair may designate.
 - 5. Serve as Chair in the event that both the Chair and Vice Chair positions are vacant; or the Chair and Vice Chair are absent for any meeting.
- D. The Designated Federal Officer (DFO) or his/her designee shall perform the duties as defined in the Federal Advisory Committee Act (FACA), 5 U.S.C. Appx 1, et seq, and regulations promulgated pursuant thereto.

Page 3 of 7

EAC Board of Advisors Bylaws, adopted June 18, 2008; EAC Board of Advisors re-adopted April 13, 2015; Revised Bylaws adopted on May 5, 2016 at Chicago Board of Advisors Meeting - This version supersedes all previous versions.

Article VI: Meetings

- A. Pursuant to section 215(a)(2)(A) of HA VA, the Board shall meet not less frequently than once every year for purposes of voting on the voluntary voting system guidelines referred to the Board.
- B. Pursuant to section 215(a)(2)(C), the Board shall meet at such other times as it considers appropriate for purposes of conducting such other business as it considers appropriate consistent with HAVA.
- C. The Board shall hold an annual meeting no later than 60 days prior to the end of the federal fiscal year of each calendar year, unless a majority of the members agree in writing to a meeting date to be held later in the year.³
- D. Meetings shall be called by the DFO in consultation with the Officers.
- E. Meetings may be called at the request of the Chair, in consultation with the DFO.
- F. Meetings may be called by a request of a majority of the Board members, in consultation with the DFO.
- G. Meetings may only be called with at least sixty (60) days' notice. Notice may be waived by written agreement of a majority of Board members, in consultation with the DFO and to the extent permitted by law.
- H. The DFO shall distribute the agenda to Board members prior to each meeting and shall publish notice of the meeting in the Federal Register as required by FACA.
- I. Board members may submit agenda items to the DFO or Chair no less than forty-five (45) days prior to a Board meeting.
- J. To the extent permitted by law, meetings may be held by electronic means such as conference calls.
- K. Open Meetings.
 1. Unless otherwise determined in advance, all Board meetings shall be open to the public.
 2. Notices of meetings will be published in the Federal Register at least fifteen (15) days in advance.
 3. Members of the public may attend any meeting or portion of a meeting that is not closed to the public and may submit written statements. The Chair may decide in advance to include oral public comment during a meeting, in which case the meeting announcement published in the Federal Register will note that oral comment from the public will be included.
 4. All materials brought before, or presented to, the Board during the conduct of an open meeting, including, but not limited to, the minutes of the proceedings of the previous open meeting, will be available to the public for review or copying at the time of the scheduled meeting.
 5. Minutes of open meetings shall be available to the public upon request.
 6. Once an open meeting has begun, it will not be closed to the public unless prior approval of the closure has been obtained and proper notice of the closed meeting has been given to the public.
 7. If, during the course of an open meeting, matters inappropriate for public disclosure arise during discussions, the Chair will order such discussion to cease and will schedule it for a closed meeting.
- L. Closed Sessions.
 1. Sessions will be closed to the public only in limited circumstances and in accordance with applicable law. The Board must obtain prior approval of the

³ Article VI, Section C was amended on May 5, 2016 at the Chicago Board of advisors meeting.

- DFO to conduct a closed session. Requests for closed sessions must be submitted by the DFO to EAC's Office of General Counsel a minimum of forty-five (45) days in advance of the proposed closed session.
2. Where the DFO, in conjunction with the Office of General Counsel, has determined in advance that discussions during a Board meeting will involve matters about which public disclosure would be harmful to the interests of the government, industry, or others, an advance notice of a closed session, citing the applicable exemptions of the Government in the Sunshine Act (GISA), shall be published in the Federal Register at least fifteen (15) days in advance. The notice may announce the closing of all or just part of a meeting.
 3. Minutes of closed sessions are not available to the public, and as a result, not subject to the Freedom of Information Act (FOIA).
- M. Minutes.
1. The DFO shall assure that detailed minutes of each meeting are prepared and distributed to Board members with in sixty (60) days of the meeting for which the minutes were recorded.
 2. Meeting minutes shall include the following: (1) time, (2) date, (3) location, (4) record of persons present, including the names of Board members, EAC Commissioners and staff, and the names of members of the public making written or oral presentations, (5) a complete and accurate description of the matters discussed and conclusions reached, and (6) copies of all reports received, issued, or approved by the Board.
 3. Meeting minutes are considered part of the official government record.

Article VII: Quorum and Proxy Voting

- A. Quorum shall exist when fifty (50) percent plus one (1) of the members currently serving on the Board are present for a meeting as determined by a roll call or quorum call.
- B. Proxy designations must be submitted in writing to the Chair.
- C. Proxy votes may only be cast by members of the Board provided the proxy designations have been timely filed in advance with the Chair clearly identifying the Board member to cast his/her proxy vote.
- D. The Chair shall appoint a Special Committee called the Proxy Committee to verify eligibility of proxy votes.
- E. Proxy votes shall be accepted for all Board votes.

Article VIII: Committees

- A. Meetings.
 1. All committees may meet informally at any time for the purpose of conducting their business.
 2. Committee meetings may take place telephonically, or through electronic media, as permitted by law.
- B. Standing Committees.
 1. Bylaws Committee.
 - a. The Secretary shall serve as Chair of the Bylaws Committee.
 - b. The Bylaws Committee shall be comprised of not less than three (3) members and no more than five (5) members, including the

- Secretary.
- c. All proposed bylaws amendments presented to the Board shall be referred to the Bylaws Committee for consideration; and be reported at the meeting immediately following submission of proposed bylaws amendments.
2. Voting System Standards Committee.
 - a. The Chair of the Board shall appoint the Chair of the Voting System Standards Committee.
 - b. The Committee shall be comprised of no more than eleven (11) members.
 - c. At least one (1) member, excluding the Chair of the Voting System Standards Committee, shall represent a disability advocacy group.
 - d. At least one (1) member, excluding the Chair of the Voting System Standards Committee, shall represent each of the following:
 - i. National Association of County Recorders, Election Officials and Clerks (NACRC);
 - ii. International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT);
 - iii. National Association of Secretaries of State (NASS);
 - iv. National Association of State Election Directors (NASSED);
 - v. The Election Center.
- C. Ad Hoc Committees.
1. As necessary, the Chair of the Board shall appoint Board members to ad hoc committees for ongoing or recurring specific purposes.
 2. Ad hoc committees must be established by majority vote.
 3. Any Board member may recommend the establishment of an ad hoc committee.
- D. Special Committees.
1. As necessary, the Chair of the Board shall appoint Board members to special committees for limited purposes.
 - a. The Chair of the Board shall state the special committee's limited purpose, scope, and duration at its inception.
 - b. The Chair of the Board shall appoint three (3) Board members to a special Election Certification Committee on the first day of a Board meeting at which an Officer election is scheduled to take place. The special Election Certification Committee shall tabulate and certify all officer election results as required in these Bylaws.
 - c. The Chair of the Board shall appoint four (4) Board members in addition to the Vice Chair to a Resolutions Committee on the first day of a Board meeting if it appears likely that the Board will present and/or adopt resolutions. The Vice Chair shall serve as Chair of the Resolutions Committee. The Resolutions Committee shall approve all resolutions as to form before they are considered by the Board.
 - d. The Chair of the Board shall appoint three (3) Board members to a Proxy Committee on the first day of a Board meeting at which voting is scheduled to take place. The Proxy Committee shall review and certify all proxy votes as required in these Bylaws.
 - e. Other special committees as the Chair may deem necessary.

Article IX: Amendments

- A. The bylaws may be amended based on a 2/3 vote of the members present in person and by proxy and voting at any Board meeting.
- B. All proposed bylaw changes must be submitted to the DFO forty-five (45) days prior to a meeting. The DFO shall subsequently transmit proposed bylaws changes to the Bylaws Committee for consideration.
- C. The Bylaws Committee shall submit proposed bylaws amendments to the Board no later than thirty (30) days prior to a meeting.

Article X: Expenses and Reimbursement

- A. Expenses related to Board operations will be borne by the EAC.
- B. Expenditures of any kind must be approved in advance by the DFO.
- C. Board members shall not receive any compensation for their services, but shall be paid travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of federal agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in performance of their services for the Board.

Article XI: Parliamentary Authority

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern Board activities in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any special rules of order the Board may adopt.

Article XII: Effective Date

These Bylaws are effective upon adoption by the Board.

These Bylaws were amended at the May 4-5, 2016, Chicago, IL Board of Advisors meeting.

Neal Kelley, Chair

Date

Thomas Hicks, DFO

Date



U.S. Election Assistance Commission

Board of Advisors Meeting
June 23, 2021

Testing & Certification Topics



Testing & Certification v3.0 Manual Enhancements

Program Manual v3.0 Enhancements



- Component testing pilot program
- Penetration testing as part of the test readiness review
 - Phase I - pre-testing assessment
 - Phase II – penetration test by VSTL

Manual Changes Coming Soon – v3.1



The Testing & Certification manual will be updated to version 3.1 soon to add the following:

- Essential patent claims disclosure
- Ownership disclosures
 - Requirement to disclose reduced from 51% to 25% ownership
 - Both direct and indirect ownership is now specified
- RFI and NOC incorporation

Manual Changes Coming Soon - v3.1



- Additions to manufacturer agreements
 - Supply chain risk management strategy
 - Information regarding security testing performed outside EAC program
 - Cooperation with EAC inquiries, requests for information, and requests to attend official meetings and hearings

Manual Changes Coming Soon - v3.1



- Additions to manufacturer agreements cont'd
 - Report all fielded voting systems, not just EAC certified
 - Participate in monitoring program established by the EAC during elections
 - Shall not convey EAC registration constitutes endorsement



EAC-21-1813-A-000255

WVSG Lifecycle Policy

U.S. Election Assistance Commission | www.eac.gov

Lifecycle Policy – Core Elements



- Release by Fall 2021, to coincide with implementation of VVSG 2.0
- Will provide guidance on
 - Deprecation of obsolete standards
 - VVSG update cadence
 - Versioning of future standards

VVSG Standard Deprecation



- Currently, existing VVSG 1.0 certified systems may be modified without significant bounds
- New systems must be submitted against VVSG 1.1, which has not happened since its adoption
- It's critical to move to VVSG 2.0 without stranding users of VVSG 1.0 certified systems

VVSG Standard Deprecation Discussion



- Allow modifications to currently certified systems indefinitely with a narrowed definition of what is allowed in a modification
- Allow modifications to currently certified systems indefinitely with no changes to the definition of a modification
- Deprecate obsolete standards approximately 12 months after certification of the first voting system to VVSG 2.0
- Deprecate obsolete standards approximately 24 months after at least one VSTL is accredited to test against VVSG 2.0

VVSG Update Cadence



- Regular updates to the VVSG are essential for the standard to be agile and responsive
- Small number of changes per update
- Program manuals will not necessarily follow the same cadence

VVSG Update Cadence Discussion



- Updates during this regular cycle may include RFIs, NOCs, errata, as well as requirements
- **EAC proposes an update cycle of 18 or 24 months**

VVSG Version Discussion



- Frequent updates to VVSG may have significant implications
- **Feedback on which of the following versioning schemas allow states the greatest flexibility:**
 - **Utilizing a minor version: VVSG 2.0, 2.1, 2.2, etc.**
 - **Utilizing a revision: VVSG 2.0 revision 1, revision 2, etc.**
- When backwards compatibility cannot be maintained, the version will be updated to VVSG 3.0

From: Tina Barton<TBarton@eac.gov>
Sent on: Wednesday, June 23, 2021 2:41:36 PM
To: (b) (6); Sarah Johnson<(b) (6)>; Alysoun<Alysoun.Mclaughlin@eac.gov>; Christy McCormick<cmccormick@eac.gov>
CC: Mona Harrington<mharrington@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Bert Benavides<(b) (6)>; Robin Sargent<rsargent@eac.gov>; Kammi Foote<KFoote@eac.gov>; Courtney Mills<CMills@eac.gov>; Kristen Muthig<KMuthig@eac.gov>; Rebecca Roberson<(b) (6)>; Tate Fall<(b) (6)>; Jessica Bowers<jbowers@eac.gov>; Jonathon Panek<JPanek@eac.gov>
Subject: RE: Tick Tock for Tomorrow
Attachments: TICK TOCK - Board of Advisors Annual Meeting June 23 (006).docx (24.57 KB)

Good morning, all.

We had to make a minor revision to the Tick Tock: "Roll Call Vote – Alysoun use roster (2/3rds of members present and proxies required and voting)". However, for resolutions, only a majority is needed to pass. Only bylaws requires 2/3. The change has been made and your new document is attached.

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Tina Barton
Sent: Tuesday, June 22, 2021 9:35 PM
To: Michael Yaki <(b) (6)>; Michael Yaki <(b) (6)>; Johnson, Sarah B. <(b) (6)>; McLaughlin, Alysoun N <(b) (6)>; Christy McCormick <CMcCormick@eac.gov>
Cc: Mona Harrington (mharrington@eac.gov) <mharrington@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <ajoiner@eac.gov>; Bert Benavides <(b) (6)>; Robin Sargent (rsargent@eac.gov) <rsargent@eac.gov>; Kammi Foote <KFoote@eac.gov>; Courtney Mills (CMills@eac.gov) <CMills@eac.gov>; Kristen Muthig (KMuthig@eac.gov) <KMuthig@eac.gov>; Rebecca Roberson <(b) (6)>; Tate Fall <(b) (6)>; Jessica Bowers <jbowers@eac.gov>; Jonathon Panek <JPanek@eac.gov>
Subject: Tick Tock for Tomorrow

Good evening, all.

Attached is a revised Tick Tock for tomorrow's meeting. The changes reflect feedback from all of you during our meeting on Monday.

Please let me know if you have any questions.

Tina Barton | Senior Program Advisor
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

EAC Board of Advisors Annual Meeting

June 23, 2021

TICK TOCK

<https://eac-gov.zoom.us/j/84360042062?pwd=Zm5lMlVlIGl2FVVmMzcEhYmU1poSG1oUT09>

Meeting Opens 12:45 p.m. ET

Event Runs 1:00-4:00 p.m. ET

TIME	PROGRAM	ACTIVITY NOTES
12:45 p.m.	Zoom meeting opens	Rebecca, EAC Comms, (Henry alternate host) will open Zoom meeting room. Livestream will be started. Board members, Commissioners, staff on early so they can be allowed into the room.
1:00-1:05 p.m.	Call to order and welcome	Michael Yaki, Chair, EAC Board of Advisors Chairman Yaki recognizes Alysoun McLaughlin for roll using roster. <i>(send Alysoun the list with RSVPs marked)</i>
1:05-1:15	Roll call and determination of quorum	Alysoun McLaughlin calls roll and determines a quorum Proxies are noted in addition to those present. (Chairman will send Alysoun the information beforehand) Turns the meeting back to Chairman Yaki.
1:15-1:20 p.m.	Welcoming remarks from Chairman Palmer	Chairman Yaki recognizes Chairman Palmer Donald Palmer, Chairman, EAC Chairman Yaki recognizes Commissioner McCormick for opening remarks

1:20-1:25 p.m.	Welcoming remarks from Commissioner McCormick	Commissioner McCormick, Board of Advisors DFO Commissioner McCormick turns the meeting back to Chairman Yaki
1:25 p.m.	Oath of Office of all EAC Board of Advisors members	Commissioner McCormick, Board of Advisors DFO Commissioner McCormick turns it back to Chairman Yaki
1:30 p.m.	Approval of the Agenda	<p>Chairman Yaki, ask EAC Comms (Rebecca) to show the agenda on the screen and calls a vote to approve agenda</p> <p><u>Voice Vote for Approval of Agenda</u></p> <p>Host: *Display proposed agenda on screen* Chair: I will now entertain a motion to adopt the agenda as presented. Member: I move to adopt the agenda. Chair: Is there a second? Member 2: I second the motion to adopt the agenda. Chair: Any objection? *No objection* or Member objects Chair: It is moved and seconded that this body adopts the agenda before you. I will now take a voice vote to adopt the agenda. All in favor say aye. Members: Aye. Chair: All opposed say nay. Members: Nay. Chair: The ayes/nays have it and the agenda is adopted/not adopted.</p> <p>Chairman Yaki calls for a voice vote on approval for previous meeting minutes (optional to show on screen but if needed, ask Rebecca at EAC to show on screen)</p>
	Approval of Minutes from, Board of Advisors September 2, 2020 Executive Officer Elections Meeting	

		<p><u>Voice Vote for Adopting Previous Meeting Minutes</u></p> <p>Host: *Display previous meeting minutes on screen*</p> <p>Chair: I will now entertain a motion to adopt the previous meeting minutes as presented.</p> <p>Member: I move to adopt the minutes.</p> <p>Chair: Is there a second?</p> <p>Member 2: I second the motion to adopt the minutes.</p> <p>Chair: Any objection?</p> <p>*No objection* or Member objects</p> <p>Chair: It is moved and seconded that this body adopts the minutes before you. I will now take a voice vote to adopt the minutes. All in favor say aye.</p> <p>Members: Aye.</p> <p>Chair: All opposed say nay.</p> <p>Members: Nay.</p> <p>Chair: The ayes/hays have it and the minutes are adopted/not adopted.</p> <p>Chairman Yaki announces the elections committee and spokesperson:</p> <ul style="list-style-type: none"> - Member 1 - Member 2 - Member 3 <p>Chairman Yaki recognizes Board of Advisors ADFO Tina Barton</p>
<p>1:35-1:40 p.m.</p>	<p>Election of Officers</p>	<p>Tina Barton walks the members through the election process.</p> <p>Tina explains that information about the nominees was sent ahead of the meeting, and anyone who needs that information resent, can contact Tina Barton) Contact information will be posted in the Zoom chat box.</p>

		<p><i>*note no statements from candidates for positions. Statements were previously circulated.</i></p> <p>The poll will be available for 30 minutes.</p> <p><i>Tina please make 15 minute warning and 5 minute warning.</i></p>
1:40-1:55 p.m.	Bylaws Committee Update	<p>Chairman Yaki recognizes Alyson McLaughlin, Chair of the Bylaws Committee</p> <p>Alyson asks Rebecca (EAC) to pull up the documents</p> <p>Roll Call Vote – Alyson use roster (2/3rds of members present and proxies required and voting)</p>
1:55-2:10 p.m.	Resolutions Committee Update	<p>Chairman Yaki recognizes Sarah Johnson, Chair of Resolutions Committee</p> <p>Sarah asks Rebecca (EAC) to pull up the documents</p> <p>Roll Call Vote – Alyson use roster (majority needed to pass)</p>
2:10-2:30 p.m.	General EAC Update	<p>Chairman Yaki recognizes Mona Harrington, ED of EAC</p> <p>Q&A with members</p>
2:30-2:35 p.m.	Break (5 minute)	
2:35-2:45 p.m.	VVSG 2.0 Discussion <ul style="list-style-type: none"> • Lifecycle • Manual Enhancements 	<p>Chairman Yaki recognizes Jon Panek, EAC Testing and Certification Director</p> <p>Q&A with members</p>

2:45-3:05 p.m.	<p>Federal Partners</p> <ul style="list-style-type: none"> • NIST EO Discussion of RFI • Cybersecurity Briefing from CISA 	<p>Chairman Yaki recognizes Sharon Laskowski and Kevin Mangold from NIST</p> <p>Chairman Yaki recognizes Geoff Hale, CISA</p>
3:05-3:10 p.m.	<p>Results of the Executive Board Election Announced</p>	<p>Chairman Yaki asks special election committee spokesperson to announce results</p> <p>Chairman Yaki recognizes Commissioner McCormick to give the oath of office.</p>
3:10-3:15 p.m.	<p>Swearing In of Executive Board</p>	<p>Commissioner McCormick will swear in new executive board members</p>
3:15-3:30 p.m.	<p>Closing Remarks</p> <p>Adjournment</p>	<p>Chairman Yaki gives closing remarks</p> <p>Opens up for any other members who want to give closing thoughts</p> <p>Chairman Yaki adjourns meeting</p> <p>Chair: I will now entertain a motion to adjourn the meeting.</p> <p>Member: I move to adjourn the meeting.</p> <p>Chair: Is there a second?</p> <p>Member 2: I second the motion to adjourn.</p> <p>Chair: Any objection?</p> <p>*No objection * or Member objects</p> <p>Chair: It is moved and seconded that this body adjourns the meeting. I will now take a voice vote to adjourn. All in favor say aye.</p> <p>Members: Aye.</p> <p>Chair: All opposed say nay.</p> <p>Members: Nay.</p> <p>Chair: The ayes/nays have it and the meeting is adjourned.</p>

From: Johnson, Sarah B. <(b) (6)>
Sent on: Tuesday, June 22, 2021 8:34:07 PM
To: mcott <(b) (6)>; mwoods <(b) (6)>; Kevin.Bratcher <(b) (6)>; daniel.ivey-soto <(b) (6)>; Iveysoto <(b) (6)>; paul.pate <(b) (6)>; Emily Dawson <(b) (6)>; jim.condos <(b) (6)>; Eric Covey <(b) (6)>; reynolds <(b) (6)>; kingram <(b) (6)>; linda.lamone <(b) (6)>; Amy Cohen <(b) (6)>; nikki.charlson <(b) (6)>; rhatch <(b) (6)>; Alysoun <(b) (6)>; Alysoun.Mclaughlin <(b) (6)>; howard <(b) (6)>; tmattice <(b) (6)>; dlogar <(b) (6)>; mwinn <(b) (6)>; Neal.kelley <(b) (6)>; myak <(b) (6)>; michael <(b) (6)>; dkladnev <(b) (6)>; mguthrie <(b) (6)>; guthrie <(b) (6)>; Patrick Cannon <(b) (6)>; Bailey <(b) (6)>; Patrick Cannon <(b) (6)>; Bruce Herren <(b) (6)>; Richard Pilger <(b) (6)>; Chris stark <(b) (6)>; David Beirne <(b) (6)>; simons <(b) (6)>; Gregory Moore <(b) (6)>; gregmoore <(b) (6)>; norden <(b) (6)>; jfogarty <(b) (6)>; Don Gray <(b) (6)>; donaldmarkritchie <(b) (6)>; Rick Stream <(b) (6)>; sschoeller <(b) (6)>; Christy McCormick <(b) (6)>; Tyler Herrmann <(b) (6)>; Bert Benavides <(b) (6)>; michael <(b) (6)>
CC: Mona Harrington <(b) (6)>; Kevin Rayburn <(b) (6)>; Amanda Joiner <(b) (6)>; Tina Barton <(b) (6)>
Subject: RE: 2021 EAC BOA Proposed Resolutions for discussion and vote at the 6/23 EAC BOA meeting.
Attachments: EAC BOA Proposed Resolution 1-Election Audits.docx (21.18 KB), EAC BOA Proposed Resolution 2-Threats to Election Officials.docx (12.99 KB)

Hello Everyone,
Just a reminder on the two resolutions we will be discussing tomorrow during our BOA annual meeting.

Sarah B Johnson, MPA, MMC
Vice-Chair EAC BOA and Chair of the EAC BOA Resolutions Committee
City Clerk
[30 S Nevada Ave, Ste 101](#)
[Colorado Springs, CO 80903](#)



From: Johnson, Sarah B.
Sent: Monday, June 14, 2021 1:17 PM
To: mcott <(b) (6)>; mwoods <(b) (6)>; Kevin.Bratcher <(b) (6)>; daniel.ivey-soto <(b) (6)>; Iveysoto <(b) (6)>; paul.pate <(b) (6)>; Emily Dawson <(b) (6)>; jim.condos <(b) (6)>; Eric Covey <(b) (6)>; reynolds <(b) (6)>; kingram <(b) (6)>; linda.lamone <(b) (6)>; Amy Cohen <(b) (6)>; nikki.charlson <(b) (6)>; rhatch <(b) (6)>; Alysoun <(b) (6)>; Alysoun.Mclaughlin <(b) (6)>; howard <(b) (6)>; tmattice <(b) (6)>; dlogar <(b) (6)>; mwinn <(b) (6)>; Neal.kelley <(b) (6)>; myak <(b) (6)>; michael <(b) (6)>; dkladnev <(b) (6)>; mguthrie <(b) (6)>; guthrie <(b) (6)>; Patrick Cannon <(b) (6)>; (secondary) <(b) (6)>; Patrick Cannon <(b) (6)>; Bruce Bailey <(b) (6)>; Richard Pilger <(b) (6)>; Chris Herren <(b) (6)>; David Beirne <(b) (6)>; stark <(b) (6)>; pbstark <(b) (6)>; eberke <(b) (6)>; simons <(b) (6)>; Gregory Moore <(b) (6)>; gregmoore <(b) (6)>; norden <(b) (6)>; jfogarty <(b) (6)>; Don Gray <(b) (6)>;

donaldmarkritchie (b) (6) Rick Stream (b) (6); sschoeller (b) (6) Christy McCormick <cmccormick@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Bert Benavides <(b) (6)>; michael (b) (6)

Cc: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Tina Barton <TBarton@eac.gov>

Subject: 2021 EAC BOA Proposed Resolutions for discussion and vote at the 6/23 EAC BOA meeting.

Hello Everyone,

The BOA Resolutions committee met virtually on June 9th to review the two proposed resolutions for our upcoming board meeting. We did approve both resolutions as being in the correct form and properly filed by the deadline for filing resolutions.

Chairman Yaki appointed Larry Norden, himself and me to be the members of the BOA Resolutions Committee.

Resolution 1- Election Audits was submitted by Secretary of State Jim Condos

Resolution 2-Threats to Election Officials was submitted by Barbara Simon

Resolution 1 and Resolution 2 are both attached to this email for your review prior to the board meeting.

Looking forward to virtually seeing everyone on June 23rd.

Sarah B Johnson

Vice-Chair EAC BOA and Chair of the EAC BOA Resolutions Committee

City Clerk

[30 S Nevada Ave, Ste 101](#)

[Colorado Springs, CO 80903](#)



US EAC Board of Advisors Resolution on Post-Election Audits

Whereas, free, fair, and secure elections are the very core of our democracy, and

Whereas, the 2020 General Election is widely considered by non-partisan experts to have been “the most secure election in American history” including by the previous administration’s Director of the DHS’s Cybersecurity and Infrastructure Security Agency, and

Whereas, paper ballots and post-election audits are critical components of a resilient and more secure election infrastructure, and

Whereas, with high probability post-election audits should either validate the voting machine results or determine the correct outcomes, and

Whereas, the handling of ballots and election equipment during post-election audits should be subject to strict security and chain of custody requirements to safeguard original ballots and voting equipment, and

Whereas, post-election audits should be transparent in process, including who is participating and who is funding the audit, and should be conducted in full view of the press and public, and

Whereas, audits should be performed in a nonpartisan fashion to ensure confidence in the process and acceptance of results, and

Whereas, the Civil Rights Act of 1960 requires election officials to safeguard and preserve election records, including ballots cast in a federal election, which must “be retained either physically by election officials themselves, or under their direct administrative supervision,” and

Whereas, this requirement ensures that election officials are responsible and accountable for maintaining the chain of custody, which protects election materials, including ballots, against loss, damage, destruction or theft, and

Whereas, the U.S. Department of Justice has explained that the Civil Rights Act of 1960 requires election officials to safeguard and preserve election records, including ballots cast in a federal election, which must “be retained either physically by election officials themselves, or under their direct administrative supervision,” and

Whereas, this requirement ensures that election officials are responsible and accountable for maintaining the chain of custody, which protects election materials, including ballots, against loss, damage, destruction or theft, and

Therefore, be it resolved, the US Election Assistance Commission Board of Advisors (BoA) supports robust post-election audits, and

Be it further resolved, the Board of Advisors urges the US Election Assistance Commission to dedicate additional resources and staff time to developing best practices for robust post-election audits and chain of custody procedures, and

Be it further resolved, the Board of Advisors encourages the EAC to include the following notice on all robust post-election audit best practice documents:

[All election materials and ballots, must, at all times “be retained either physically by election officials themselves, or under their direct administrative supervision” for a period of at least twenty-two (22) months. In the event that the state places these records in the custody of other officials, then “administrative procedures [must] be in place giving election officers ultimate management authority over the retention and security of [these] election records, including the right to physically access” such records.]

US EAC Board of Advisors Resolution on Threats Made Against Election Workers

Whereas, all Americans deserve accessible, accurate, reliable, and secure elections, and

Whereas federal, state, and local election officials, their staff, and poll workers are dedicated public servants and citizens who are critical to our nation's ability to conduct free and fair elections, and

Whereas election officials were subjected to a disturbing number of threats, including death threats, against themselves and their families in the 2020 election cycle, and

Whereas election officials across the country continue to face threats, including death threats, and harassment in 2021, and

Therefore, be it resolved that the EAC Board of Advisors condemns all threats against and harassment of election workers. and

Be it further resolved that the EAC Board of Advisors calls on the Election Assistance Commission to focus additional resources for election officials that will allow them to better protect themselves and other election workers, including through coordination with law enforcement agencies to prioritize and aid in the investigation and prosecution of those who have threatened or attacked election officials and workers.

From: Bert Benavides (b) (6)
Sent on: Thursday, June 17, 2021 10:31:31 PM
To: michael (b) (6); myak (b) (6) Senator (b) (6)
Alysoun<Alysoun.Mclaughlin (b) (6)>; Thomas Hicks<thicks@eac.gov>
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Kristen Muthig<KMuthig@eac.gov>; Stephen Uyak<(b) (6)>; Robin Sargent<rsargent@eac.gov>
Subject: Bd. of Advisors - RSVP's for Sept. 02, 2020 Virtual Meeting
Attachments: BOA - 2020 Roster Contact Info with Emails, Rev. 08-21-20.doc (95 KB)

Bd of Advisors: Sept. 02, 2020 Virtual Meeting

35 Bd members; Reminder sent 8-27-20; deadline 8-31-20; **BOA Roster attached**

Confirmed participation (via email):

1. BARTON, Tina United States Conference of Mayors
2. BERNIER, Kathy National Council of State Legislatures
3. CONDOS, Jim National Association of Secretaries of State
4. DICKSON, Jim Senate Rules & Admn. – Ranking Member
5. FOGARTY, John House Administration – Ranking Member
6. GUTHRIE, Marc ACCESS
7. HATCH, Ricky National Association of Counties
8. HERREN, Chris DOJ, Civil Rights Division
9. HOWARD, Liz United States Council of Mayors
10. INGRAM, Keith National Association of State Election Directors
11. JOHNSON, Sarah Ball Senate Majority Leader
12. LAMONE, Linda National Association of State Election Directors
13. LOGAN, Dean The Election Center
14. Mattice, Tim The Election Center
15. McLAUGHLIN, Alysoun National Association of Counties
16. MOORE, Greg House Administration – Chair
17. NIENDICK, Linda Senate Rules & Admn. - Chair
18. PATE, Paul National Association of Secretaries of State
19. PAVITHRAN, Sachin ACCESS
20. PILGER, Richard DOJ, Office of Public Integrity
21. RAHMEYER, Shaun National Governors Association
22. RITCHIE, Donald Mark Senate Rules & Admn. – Ranking Member
23. SCHOELLER, Shane Senate Rules & Admn. – Chair
24. SIMONS, Barbara Senate Minority Leader
25. Ivey-Soto, Daniel National Council of State Legislatures
26. STARK, Philip Speaker of the House
27. WINN, Michael International Association of Government Officials
28. YAKI, Michael U.S. Commission on Civil Rights

Proxies:

1. KELLEY, Neal Intl Assn of Government Officials; **Linda Lamone**
2. KLADNEY, David U.S. Commission on Civil Rights; **Michael Yaki**
3. NORDEN, Lawrence House Minority Leader – Chair; **Barbara Simons**

Unable to participate:

1. BEIRNE, David Federal Voting Assistance Program

No response:

1. Berke, Elliot House Minority Leader
2. Gray, Don House Administration – Ranking Member
3. McLeod, Jeffrey National Governors Association

NATIONAL GOVERNORS ASSOCIATION (2 appointments)	
<p>Jeffrey McLeod 444 North Capitol St. NW Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 11-22-17 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Shaun Rahmeyer Administrator Office of Cyber Defense Coordination 2478 Fairview Drive Carson City NV 89701</p> <p>(b) (6)</p> <p>Appointed: 4-10-18 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL CONFERENCE OF STATE LEGISLATURES (2 appointments)	
<p>Senator Kathy Bernier Wisconsin State Senator Room 319 South, State Capitol PO Box 7882 Madison WI 53707</p> <p>(b) (6)</p> <p>Appointed: 03-27-19 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Senator Daniel Ivey-Soto New Mexico State Legislature 1420 Carlisle Blvd., NE, Suite 208 Albuquerque NM 87110</p> <p>(b) (6)</p> <p>Appointed: 05-03-17 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF SECRETARIES OF STATE (2 appointments)	
<p>The Honorable Jim Condos VT Secretary of State <i>and serving on behalf of NASS President</i> 128 State Street Montpelier VT 05633</p> <p>(b) (6)</p> <p>Eric Covey Executive Assistant</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 07-22-20 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>The Honorable Paul Pate IA Secretary of State, and NASS Immediate Past President Lucas Bldg., 1st Floor, 321 E. 12th Street Des Moines IA 50319</p> <p>(b) (6)</p> <p>Emily Dawson, Executive Assistant</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 07-22-20 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>

NATIONAL ASSOCIATION OF STATE ELECTION DIRECTORS (2 appointments)	
<p>Keith Ingram Director, Elections Division Texas Secretary of State P.O. Box 12060 Austin, TX 78711</p> <p>(b) (6)</p> <p>Appointed: 03-04-20 Expires: 04-13-21 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i></p>	<p>Linda H. Lamone Administrator of Elections Maryland State Board of Elections 151 West Street, Suite 200 P.O. Box 6486 Annapolis, MD 21401-0486</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF COUNTIES (2 appointments)	
<p>Ricky Hatch Weber County Clerk/Auditor 2380 Washington Blvd., Suite 320 Ogden UT 84401</p> <p>(b) (6)</p> <p>Appointed: 12-15-17 Expires: 04-13-21 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i></p>	<p>Alysoun McLaughlin Deputy Election Director Montgomery County 18753 N. Frederick Ave. Ste. 210 Gaithersburg MD 20879</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-21 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i></p>
UNITED STATES CONFERENCE OF MAYORS (2 appointments)	
<p>Tina Barton City Clerk, City of Rochester Hills 1000 Rochester Hills Dr. Rochester Hills MI 48309</p> <p>(b) (6)</p> <p>Appointed: 07-23-19 Expires: 04-13-21 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i></p>	<p>Elizabeth (Liz) Howard Counsel, Brennan Center for Justice 920 I St NW #507 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 06-30-20 Expires: 04-13-21 <i>Charter renews every two years;</i> <i>Appointment renews until replaced</i></p>

THE ELECTION CENTER (2 appointments)	
<p>Tim Mattice Executive Director The Election Center 21946 Royal Montreal Katy, TX 77450</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Dean Logan Registrar-Recorder/County Clerk, Los Angeles County 12400 Imperial Highway Norwalk CA 90650</p> <p>(b) (6)</p> <p>Appointed: 07-09-19 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
INTERNATIONAL ASSOCIATION OF GOVERNMENT OFFICIALS (formerly IACREOT) (2 appointments)	
<p>Michael B. Winn Harris County Director of Elections 1001 Preston, 4th floor. Houston, TX 77002</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Neal Kelley Registrar of Voters, Orange County P.O. Box 11298 Santa Ana, CA 92711</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
UNITED STATES COMMISSION ON CIVIL RIGHTS (2 appointments)	
<p>Michael Yaki U.S. Commission on Civil Rights Commissioner 268 Bush Street Suite 3333 San Francisco, CA 94104</p> <p>(b) (6)</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-28-19</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>David Kladney U.S. Commission on Civil Rights Commissioner 905 Joy Lake Road Reno, NV 89511</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-28-19</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

ARCHITECTURAL AND TRANSPORTATION BARRIER COMPLIANCE BOARD (2 appointments)	
<p>Marc Guthrie Public Member, U.S. Access Board 4455 Hunts Landing Rd. Mallory Square 16-B Hebron OH 43025</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Sachin Pavithran Public Board Member 141 East 360 North Providence UT 84332</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 03-15-18 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>
CHIEF, OFFICE OF PUBLIC INTEGRITY, UNITED STATES DEPARTMENT OF JUSTICE (1 appointment)	CHIEF, VOTING SECTION CIVIL RIGHTS DIVISION U.S. DEPARTMENT OF JUSTICE (1 appointment)
<p>Richard C. Pilger Director, Election Crimes Branch U. S. Department of Justice 1400 New York Avenue NW Room 12100 Washington, DC 20530</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Chris Herren, Chief, Voting Section Civil Rights Division U. S. Department of Justice 1800 G Street, NW Room 7264-NWB Washington, DC 20006</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21 <i>Charter renews every two years; Appointment renews until replaced</i></p>
DIRECTOR, FEDERAL VOTING ASSISTANCE PROGRAM U.S. DEPARTMENT OF DEFENSE (1 appointment)	
<p>David Beirme, Director Federal Voting Assistance Program U.S. Dept. of Defense 4800 Mark Center Dr., Ste. 03J25-02 Alexandria, VA 22350-5000</p> <p>(b) (6)</p> <p>Appointed: 01-01-17 Expires: 04-13-21 <i>Charter renews every two years;</i></p>	

2020 EAC Board of Advisors with Affiliation Contact and Information

Revised 08-21-20

<i>Appointment renews until replaced</i>	
SPEAKER OF THE HOUSE (1 appointment)	HOUSE MINORITY LEADER (1 appointment)
<p>Philip B. Stark Associate Dean, Mathematical & Physical Sciences and Professor of Statistics University of California - Berkeley 1157 Cragmont Avenue Berkeley CA 94708</p> <p>(b) (6)</p> <p>Appointed: 09-20-16 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Elliot Berke Managing Partner Berke Farah LLP 1200 New Hampshire Avenue NW Suite 800 Washington DC 20036</p> <p>(b) (6)</p> <p>Appointed: 12-10-17 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE MAJORITY LEADER (1 appointment)	SENATE MINORITY LEADER (1 appointment)
<p>Sarah Ball Johnson City Clerk, Colorado Springs CO 30 S. Nevada Ave., Ste. 101 Colorado Springs CO 80903</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Barbara Simons, PhD Association for Computing Machinery 301 Mission Street, Unit 45D San Francisco, CA 94105</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
HOUSE ADMINISTRATION – CHAIR (2 appointments)	
<p>Gregory T. Moore President, GTM Consulting Services, LLC 14319 Gov. Lee Pl Upper Marlboro MD 20771</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Lawrence Norden Deputy Director, Brennan Center for Justice Democracy Program 120 Broadway, Suite 1750 New York, NY 10271</p> <p>(b) (6)</p> <p>Appointed: 04-22-19 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

HOUSE ADMINISTRATION – RANKING MEMBER (2 appointments)	
<p>John G. Fogarty Senior Counsel 130 E. Randolph St., Ste 3900 Chicago IL 60601</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Don Gray County Clerk 200 South Ninth St. Springfield IL 62701</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – RANKING MEMBER (2 appointments)	
<p>James C. Dickson Co-Chair, Voting Rights Task Force National Council on Independent Living 4429 Colorado Avenue NW Washington, DC 20011</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Mark Ritchie President MN World’s Fair Bid Committee 1813 Girard Avenue South Minneapolis MN 55403</p> <p>(b) (6)</p> <p>Appointed: 05-08-17 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – CHAIR (2 appointments)	
<p>Linda Niendick Lafayette County Clerk 1001 Main Street Lexington, MO 64067</p> <p>(b) (6)</p> <p>Appointed: 03-14-19 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Shane Schoeller Greene County Clerk 940 N. Boonville Avenue – Room 113 Springfield MO 65802</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-21</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

<p>Designated Federal Officer (DFO) & EAC Staff Point of Contact</p>	
<p>Commissioner Thomas Hicks Designated Federal Officer 1335 East-West Hwy, Suite 4300 Silver Spring MD 20910</p> <p>(b) (6) Mobile (b) (6) Direct line</p> <p>thicks@eac.gov</p>	<p>Ms. Bert A. Benavides 1335 East-West Hwy. Suite 4300 Silver Spring MD 20910</p> <p>(b) (6) Mobile (b) (6) Direct line</p> <p>(b) (6)</p>

NOTE: The appointment expiration date tied to the BOA charter renewal date.

35 Board of Advisor Members

From: Kristen Muthig<KMuthig@eac.gov>

Sent on: Thursday, June 17, 2021 10:25:42 PM

To: Thomas Hicks<thicks@eac.gov>; myaki [REDACTED]; michael [REDACTED]
CC: Stephen Uyak [REDACTED]; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>

Subject: BOA meeting tech test Friday

Hello Commissioner and Mr. Yaki. I would like to schedule a tech runthrough with the two of you before Wednesday's meeting. Steve from our IT team, and Keven and Amanda will also join. With the two votes happening, I want to make sure everyone is clear on how that will work on your end as well as on our end with IT.

Please let me know if 1 p.m. Friday works or if another time would be better for you and we'll send Zoom information once that is set. Thank you.

Kristen

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U.S. Election Assistance Commission

kmuthig@eac.gov | www.eac.gov

From: Tina Barton<TBarton@eac.gov>
Sent on: Monday, June 14, 2021 6:49:50 PM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.livey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beime (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6); michael (b) (6)
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>
Subject: Message from Linda Lamone
Attachments: Linda Lamone's statement in support of Keith Ingram as Chair.docx (13.1 KB)

Good afternoon, Board of Advisors.

Linda Lamone, Maryland Administrator of Elections, asked that I send the following attached statement to all of you.

Respectfully,

Tina Barton | Senior Program Advisor

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

Linda H. Lamone
Administrator of Elections
443 510 6733 - cell

Dear Board members,

I nominated Keith Ingram to serve as Chair of the Board of Advisors because of his record as a quiet, but effective leader, both in Texas as the Director of Division of Elections, and at the national level during his time on the Executive Board of the National Association of State Election Directors (NASED). He is a pragmatic problem-solver and would make an excellent leader of this body.

Texas is home to some of America's largest and smallest local election jurisdictions, giving Keith a unique perspective about the administrative needs of election jurisdictions of all sizes. During his NASED presidency in 2019, Keith was a voice for the needs of state and local election officials as the United States considered withdrawing from the Universal Postal Union and in his role on the Executive Committee of the Government Coordinating Council (GCC). As the Director of Elections from Texas, Keith actively participated in the development of the Voluntary Voting System Guidelines (VVSG), representing Texas on the Standards Board and serving on public working groups for several years, including the interoperability and cybersecurity working groups, to make sure that the voices of election officials were heard and that the needs of his voters were accounted for in the standards development process.

While Keith and I may not agree on everything, the Board of Advisors would be lucky to have him as Chair. I have served on the Board of Advisors since its inception and was fortunate to serve as Chair. I am confident that Keith's detailed, thoughtful approach will ensure that this committee functions effectively and can fulfill its mission as an advisory body to the Election Assistance Commission.

Thank you all.

Linda

Linda Lamone

Maryland Administrator of Elections

(b) (6) - cell

From: Tina Barton<TBarton@eac.gov>
Sent on: Thursday, June 10, 2021 2:56:49 AM
To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.livey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson<(b) (6)>; jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen<(b) (6)>; nikki.charlson (b) (6); rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michael (b) (6); dkladnev (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beime (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream<(b) (6)>; sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides<(b) (6)>; michael@ (b) (6)
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>
Subject: 2021 BOA Annual Meeting Agenda and Nominations
Attachments: Alysoun McLaughlin Statement of Candidacy for the EAC Advisory Board Chair.docx (47.47 KB), Keith Ingram BOA statement_.docx (13.06 KB), Greg Moore Statement of Candidacy for the EAC Advisory Board Vice Chair_.docx (18.79 KB), Ricky Hatch - EAC BoA Secretary.docx (41.65 KB)

Good evening, EAC Board of Advisors.

Below you will find a final list of the candidates for the Executive Board positions. Attached are statements provided by each of the them.

Chair: Alysoun McLaughlin; Keith Ingram

Vice Chair: Greg Moore

Secretary: Ricky Hatch

Additional documents, including the agenda, will be sent by the end of the day on Friday.

Please let me know if you have any questions.

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov



I am seeking the position of Chair of the Advisory Board to the U.S. Election Assistance Commission for 2021-2022 because I believe that this will be a “reset year” for our return to meeting in person. The Board of Advisors has a unique responsibility under the Help America Vote Act, unlike the other federal advisory committees, to bring together an array of stakeholder groups in offering advice to the Election Assistance Commission.

To fulfill that responsibility, as we return to in-person meetings, I believe we should develop a full, two-day meeting agenda that provides members with a greater opportunity to share the microphone, offer advice to the EAC, and to question and disagree with each others’ advice. I want to bring members’ expertise out of the Q&A and into the panel discussions.

Prior to serving as an election official, I worked in the nonprofit sector representing membership organizations nationally in Washington, D.C. Most recently, I have served for more than a decade as an election official in two of the largest jurisdictions in the country. However, it is my meeting planning and consensus-building experience in the nonprofit sector that I see as most relevant to leading the executive committee of the Board of Advisors. We are a diverse group of stakeholders with a unique responsibility to fulfill. Having served for two terms on the executive committee, I am prepared to lead in this moment, and I am committed to building greater dialogue among the members of the Board of Advisors.



I am appreciative of the opportunity to continue to serve on the U.S. Election Assistance Commission as the Vice Chair of the EAC Advisory Board. I have been an active member of the Advisory Board since its re-establishment in 2015. Prior to that time, I was a strong advocate for the EAC and worked for many years on Capitol Hill to secure funding for the agency and oppose efforts to abolish the commission.

The need for a fully functional EAC and EAC Advisory Board has never been greater. The issues of election security and the integrity of our elections process are now dominating the nation's attention. With billions of new federal dollars and more federal guidelines being considered by Congress as we speak, I believe we need an experienced advisory board and leadership team that will be there to offer sound and balanced advice to the EAC year-round.

My background as one of our nation's leading voting rights advocates, and my longstanding reputation of advancing voting rights legislation on a bi-partisan basis is the kind of leadership that is needed in this era of political polarization. During this challenging period in our nation's democracy, the EAC is one of the few federal agencies that has both the obligation and the capacity to assist states in protecting their election systems. As Vice Chair I will work closely with the new officers and advisory board members to increase our support to the EAC during this important period of its history.

My name is Keith Ingram and I have been the state election director in Texas for almost 9.5 years. During that time, I have served under seven secretaries of state. I came into the elections world without prior experience, but I love it here.

I have also been a member of NASED since 2012. In 2019, I was NASED president and represented the organization on the Government Coordinating Council Executive Committee. When the EAC had no quorum, I served on the NASED committee that worked with the Bipartisan Policy Center to develop a road map to renew the voluntary voting system guidelines. The need for regular updates to the VVSG is something I am passionate about in our elections community.

I have represented NASED on the Board of Advisors since 2020, and have served on the Standards Board since it was reconstituted in 2015. Specifically, I serve on the VVSG committee of the Standards Board. I have also participated in the VVSG working groups on interoperability and cybersecurity.

I agreed to be nominated for chair of this board because I believe that it is important that the Board of Advisors remain focused on its statutory role advising the EAC regarding the VVSG. There are many important topics in elections, and while we may make room to discuss many things, we need to make sure to keep the main thing the main thing.

I appreciate your support and if there is anything you would like to ask me, just let me know.

From: Tina Barton<TBarton@eac.gov>

Sent on: Friday, June 4, 2021 8:54:29 PM

To: Alysoun<Alysoun.Mclaughlin@eac.gov>

CC: Christy McCormick<cmccormick@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; myak [REDACTED]; michael [REDACTED]; Sarah Johnson [REDACTED]; Tyler Herrmann<THerrmann@eac.gov>; Amanda Joiner<AJoiner@eac.gov>

Subject: Nomination to the Executive Board of the U.S. Election Assistance Commission Board of Advisors

Dear Ms. McLaughlin,

You are receiving this email because you have been nominated to the Executive Board of the U.S. Election Assistance Commission Board of Advisors. The election will take place remotely during the annual meeting, on Wednesday, June 23, 2021, from 1:00 pm – 4:00 pm ET. We would like to give you the opportunity to provide biographical information about yourself prior to the meeting. We will then compile the information and disseminate it to the voting members. **If you wish to provide information about yourself for the election, please submit a written statement of no more than 250 words and/or a video of no more than two minutes, by June 8, 2021, at 3:00 pm ET to tbarton@eac.gov.** If you have any questions, please contact Tina Barton at tbarton@eac.gov or by phone at [REDACTED]

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Tina Barton<TBarton@eac.gov>

Sent on: Friday, June 4, 2021 8:58:55 PM

To: gregmoore (b) (6)

CC: Christy McCormick<cmccormick@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; myaki (b) (6); michael (b) (6); Sarah Johnson (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>

Subject: Nomination to the Executive Board of the U.S. Election Assistance Commission Board of Advisors

Dear Mr. Moore,

You are receiving this email because you have been nominated to the Executive Board of the U.S. Election Assistance Commission Board of Advisors. The election will take place remotely during the annual meeting, on Wednesday, June 23, 2021, from 1:00 pm – 4:00 pm ET. We would like to give you the opportunity to provide biographical information about yourself prior to the meeting. We will then compile the information and disseminate it to the voting members. **If you wish to provide information about yourself for the election, please submit a written statement of no more than 250 words and/or a video of no more than two minutes, by June 8, 2021, at 3:00 pm ET to tbarton@eac.gov.** If you have any questions, please contact Tina Barton at tbarton@eac.gov or by phone at (b) (6)

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Tina Barton <TBarton@eac.gov>
Sent on: Wednesday, June 9, 2021 8:46:20 PM
To: kingram (b) (6)
CC: Christy McCormick <cmccormick@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>
Subject: Re: Nomination to the Executive Board of the U.S. Election Assistance Commission Board of Advisors

Thank you for your submission, Mr. Ingram.

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
[633 3rd Street NW, Suite 200 | Washington, D.C. 20001](https://www.eac.gov)
www.eac.gov

On Jun 9, 2021, at 3:48 PM, Keith Ingram <(b) (6)> wrote:

Sorry this is late. I was out of the office for a couple of days.
Keith

From: Tina Barton <TBarton@eac.gov>
Sent: Friday, June 4, 2021 3:57 PM
To: Keith Ingram <(b) (6)>
Cc: Christy McCormick <cmccormick@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; myak (b) (6); michae (b) (6); Sarah Johnson <(b) (6)>; Alysoun <Alysoun.Mclaughlin (b) (6)>
Subject: Nomination to the Executive Board of the U.S. Election Assistance Commission Board of Advisors

Dear Mr. Ingram,

You are receiving this email because you have been nominated to the Executive Board of the U.S. Election Assistance Commission Board of Advisors. The election will take place remotely during the annual meeting, on Wednesday, June 23, 2021, from 1:00 pm – 4:00 pm ET. We would like to give you the opportunity to provide biographical information about yourself prior to the meeting. We will then compile the information and disseminate it to the voting members. **If you wish to provide information about yourself for the election, please submit a written statement of no more than 250 words and/or a video of no more than two minutes, by June 8, 2021, at 3:00 pm ET to tbarton@eac.gov.** If you have any questions, please contact Tina Barton at tbarton@eac.gov or by phone at (b) (6)

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

<BOA statement_.docx>



I want to serve the EAC's Board of Advisors in whatever capacity is best for the BoA and the EAC. As an elected County Clerk, I understand the importance of accurate records.

Throughout my career, and especially over the past few years, my role in associations has been that of peacemaker, one who includes all voices in an attempt to consider more diverse viewpoints, which almost always results in more robust solutions. As an executive officer of the BoA, I would encourage more thorough discussion among the Board's members. This unique mix of election and non-election officials can be a source of enhanced debate, insight, and more well-rounded advice.

A few experiences in my background will help me be an effective Executive Committee member. I worked as a CPA and an information systems auditor and consultant in Los Angeles and Poland. I was a project manager in Germany and Boston, and a CFO of a chain of private schools.

I chair the Elections Subcommittee for the National Association of Counties, the Communications working group for the Election Infrastructure Government Coordinating Council, and have testified twice before Congress regarding elections. I also serve on the Advisory Boards for the Center for Tech and Civic Life and the Center for Civic Design. I'm Past President of the Utah Association of Counties, and have chaired the Utah Clerk's Legislative Committee for five years. I am the Treasurer of the International Association of Government Officials (iGO).

From: Barbara Simons<(b) (6)>
Sent on: Wednesday, June 9, 2021 3:25:49 PM
To: jim.condos (b) (6); michael (b) (6); mcot (b) (6); mwoods (b) (6); Kevin.Bratchel (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller@ (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6); Thomas Hicks<thicks@eac.gov>; Benjamin Hovland<bhovland@eac.gov>; Donald Palmer<dpalmer@eac.gov>
Subject: Documenting and Addressing Harassment of Election Officials, today at 2:00 pm EDT (11 am PDT): one of speakers is Matt Masterson

Dear BoA colleagues,

I am kicking myself for not posting this announcement from the California Voter Foundation sooner. But it's still possible to sign up for the webinar, which will include former EAC Commissioner, Matt Masterson. Below is the CVF announcement.

Regards,
Barbara

Today the California Voter Foundation is hosting a webinar to share our new report, "**Documenting and Addressing Harassment of Election Officials**".

Please register and join us from 11 am - Noon Pacific Time:

https://us02web.zoom.us/webinar/register/WN_Cuc0HhSCQ2qdSBYPm0Habw

The report is authored by Grace Gordon and features findings from interviews with eleven election officials from six states as well as eight election experts to document and address the threats and attacks election officials are being subjected to resulting from the 2020 election.

The report and news release are online at calvoter.org/harassment.

The report sounds the alarm on the impact of this harassment, noting a high number of election officials are retiring. Chronic underfunding of elections, misogyny directed at a field that is 75 percent occupied by women, a desire to "show strength" and widespread mis- and disinformation are all factors making election officials' jobs harder than ever.

CVF's June 9th webinar features three election expert panelists:

- Matt Masterson with Stanford
- Tiana Epps-Johnson with the Center for Tech and Civic Life and
- Amber McReynolds of the National Vote at Home Institute

to discuss the findings and recommendations following a presentation by Ms. Gordon. CVF board chair and Shasta County Clerk and Registrar of Voters Cathy Darling Allen and I will also share some observations.

We will be recording the webinar so if you are unable to attend please visit calvoter.org/harassment and you'll find it there.

Also, the hashtags we are using along with this report are:

#stopharassment #electionheroes #ElectionTwitter

A big thanks is due to Craig Newmark Philanthropies for his generous support for the California Voter Foundation which made the publication and release of this report possible.

Best,

Kim Alexander

Kim Alexander (she/her)
President & Founder
California Voter Foundation



Twitter: @kimalex3

Support CVF's work today at www.calvoter.org/donate!

From: Tina Barton<TBarton@eac.gov>
Sent on: Thursday, May 13, 2021 6:10:02 PM
To: Tina Barton<TBarton@eac.gov>; Michael Yaki<(b) (6)> michae (b) (6)
Sarah Johnson (b) (6) McLaughlin, Alysoun
N<Alysoun.McLaughlin (b) (6)>; Christy
McCormick<CMcCormick@eac.gov>
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda
Joiner<ajoiner@eac.gov>; Bert Benavides (b) (6); Tyler
Herrmann<THerrmann@eac.gov>; Michael Yaki (b) (6)
Subject: BOA Executive Board Meeting

It was great to see all of you today! Have a wonderful rest of your week.

Microsoft Teams meeting

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From: Tina Barton<TBarton@eac.gov>
Sent on: Tuesday, June 1, 2021 4:44:19 PM
To: myak (b) (6); michael (b) (6); Sarah Johnson (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; Christy McCormick<cmccormick@eac.gov>
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6); Robin Sargent<rsargent@eac.gov>
Subject: Today's BOA Executive Meeting Agenda
Attachments: BOA Exec Board June 1 2021 Agenda.docx (48.46 KB)

Good morning/afternoon, all.

I have attached the agenda for our 2 p.m. EST meeting today. Embedded in this agenda after item #4 is the proposed agenda for the annual meeting.

Please let me know if you have any questions. I look forward to seeing you all in a few hours.

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov



Board of Advisors, Executive Meeting, June 1, 2021 at 2 PM EST

Microsoft Teams meeting information:

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Or call in (audio only)

[+1 240-331-5661,,727881882#](#) United States, Bethesda

Phone Conference ID: 727 881 882#

[Find a local number](#) | [Reset PIN](#)

AGENDA

1. Opening comments from DFO, Christy McCormick (DFO McCormick)
2. Housekeeping/Comments from Tina Barton, Senior Program Advisor serving as the ADFO
3. Nominations and Bylaws Update (CMO Kevin Rayburn)
4. Annual Board Meeting Agenda Discussion (Draft Agenda Provided Below)

Call to Order

- Michael Yaki, Chair, EAC Board of Advisors

Roll Call via participant list

- Alysoun McLaughlin, Secretary, EAC Board of Advisors

Welcoming Remarks from the Chairman, EAC and Commissioner McCormick, DFO

- Don Palmer, Chairman, U.S. Election Assistance Commission
- Christy McCormick, Commissioner, U.S. Election Assistance Commission
 - Overview of Charter, Bylaws, and Nominations

All Members of EAC Board of Advisors Sworn-In

- Christy McCormick, DFO - Oath of Office of all EAC Standards Board members

Approval of Agenda

Approval of Minutes of Previous Board of Advisors Meeting

Election of Officers

Bylaws Committee Update

- Bylaws Committee – Michael Yaki, Chair; Sarah Johnson, Vice Chair; Alysoun McLaughlin, Secretary; Richard Pilger, BOA member designated by the DOJ Public Integrity Section Chief

Resolutions

General EAC Update Mona Harrington, EAC Executive Director

- 2020 Accomplishments
- Grants
- EAVS
- Budget & Staffing
- VVSG
- Testing & Certification
- 2021 Priorities

Other EAC Updates/Discussions

- **VVSG 2.0 Lifecycle**
- **VVSG 2.0 Manual Enhancements**

NIST Executive Order Discussion

Cybersecurity Briefing

New Members of Executive Board Sworn-In

- Christy McCormick, DFO - Oath of Office of Executive Board members

Closing Remarks

- Michael Yaki, Chair, EAC Board of Advisors

Adjournment

5. Any Other Business
6. Adjournment

From: Barbara Simons (b) (6)
Sent on: Friday, May 28, 2021 7:12:46 PM
To: michael (b) (6); jim.condos (b) (6); mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone@ (b) (6); Amy Cohen (b) (6); nikki.charlson@ (b) (6); rhatch (b) (6); Alysoun (b) (6); Alysoun.Mclaughlin (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beime (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick (b) (6); Tina Barton (b) (6); Tyler Herrmann (b) (6); Bert Benavides (b) (6); Thomas Hicks (b) (6); Benjamin Hovland (b) (6); Donald Palmer (b) (6)

Subject: a resolution to condemn threats against election workers
Attachments: Threats To Election Officials1.docx (12.91 KB)

Dear Michael and other EAC Board of Advisor members,

Enclosed is a resolution for consideration at our upcoming June meeting. I'm sure you all agree that harassment and threats against anyone, and certainly against our election workers, are unacceptable.

I sincerely hope that the EAC Commissioners will issue a similar statement.

I look forward to "seeing" you all in June.

Regards,
Barbara

US EAC Board of Advisors Resolution on Threats Made Against Election Workers

Whereas, all Americans deserve accessible, accurate, reliable, and secure elections,

And

Whereas federal, state, and local election officials, their staff, and poll workers are dedicated public servants and citizens who are critical to our nation's ability to conduct free and fair elections,

And

Whereas election officials were subjected to a disturbing number of threats, including death threats, against themselves and their families in the 2020 election cycle,

Whereas election officials across the country continue to face threats, including death threats, and harassment in 2021,

Therefore, be it resolved that the EAC Board of Advisors condemns all threats against and harassment of election workers.

Be it further resolved that the EAC Board of Advisors calls on states to coordinate and prioritize the investigation and prosecution of those who have threatened or attacked election officials and workers.

From: Condos, Jim<[REDACTED]>
Sent on: Thursday, May 27, 2021 8:04:12 PM
To: michael [REDACTED]; mcott [REDACTED]; mwoods [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey-soto [REDACTED]; Iveysoto [REDACTED]; paul.pate [REDACTED]; Emily Dawson [REDACTED]; Eric Covey [REDACTED]; reynolds [REDACTED]; kingram [REDACTED]; linda.lamone [REDACTED]; Amy Coher [REDACTED]; nikki.charlson [REDACTED]; rhatch [REDACTED]; Alysoun<Alysoun.Mclaughlin [REDACTED]>; howard [REDACTED]; tmattice [REDACTED]; dlogan [REDACTED]; mwinn [REDACTED]; Neal.kelley [REDACTED]; myaki [REDACTED]; dkladney [REDACTED]; mguthrie [REDACTED]; guthrie [REDACTED]; Patrick Cannon (secondary) [REDACTED]; Patrick Cannon [REDACTED]; Bruce Bailey [REDACTED]; Richard Pilger [REDACTED]; Chris Herren [REDACTED]; David Beime [REDACTED]; stark [REDACTED]; pbstark [REDACTED]; eberke [REDACTED]; Sarah Johnson [REDACTED]; simons [REDACTED]; Gregory Moore [REDACTED]; gregmoore [REDACTED]; norden [REDACTED]; jfogarty [REDACTED]; Don Gray [REDACTED]; donaldmarkritchie [REDACTED]; Rick Stream [REDACTED]; sschoeller [REDACTED]; Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides [REDACTED]; Thomas Hicks<thicks@eac.gov>; Benjamin Hovland<bhovland@eac.gov>; Donald Palmer<dpalmer@eac.gov>
Subject: RE: REMINDER: JUNE 23 BOA ANNUAL MTG, DEADLINES FOR NOMINATIONS AND RESOLUTIONS
Attachments: EAC_BoA Resolution_Post-Election Audits_05.27.2021.docx (21.16 KB)

Michael

Attached is a proposed resolution for consideration by the BoA at their next meeting in June. In light of the attacks since last fall and on our democracy and our state elections systems/processes, I think it is important that the BoA take a position on Post-Election Audits. I would also ask the EAC Commissioners to be bold and also take a position.

Jim Condos

Secretary of State
State of Vermont

Please note that my email address has changed to: [REDACTED]

P: [REDACTED]
sos.vermont.gov
[Facebook](#) | [Twitter](#)
128 State Street
Montpelier, VT 05633

Notice: By Vermont's public records law, emails (and other documents) acquired/created by a government agency are considered public records and subject to disclosure, unless specifically excluded by the Public Records Act.

From: Michael Yaki [REDACTED]
Sent: Friday, May 21, 2021 12:15 PM
To: mcott [REDACTED]; mwoods [REDACTED]; Kevin.Bratcher [REDACTED]; daniel.ivey-soto [REDACTED]; Iveysoto [REDACTED]; paul.pate [REDACTED]; emily.dawson [REDACTED]; Condos, Jim [REDACTED]; Covey, Eric [REDACTED]; reynolds [REDACTED]; kingram [REDACTED]; linda.lamone [REDACTED]; acoher [REDACTED]; nikki.charlson [REDACTED]; rhatch [REDACTED]; Alysoun.Mclaughlin [REDACTED]; howard [REDACTED]; tmattice [REDACTED]

Dlogan (b) (6); mwinn (b) (6); neal.kelley (b) (6); myak (b) (6);
michae (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6);
pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6);
chris.herrer (b) (6); david.e.beirne (b) (6); stark (b) (6); pbstark (b) (6);
eberke (b) (6); Sarah.Johnson (b) (6); simons (b) (6); gregorytmoore (b) (6);
gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); don.gray (b) (6);
donaldmarkritchie (b) (6); rstream (b) (6); sschoeller (b) (6); cmccormick@eac.gov;
tbarton@eac.gov; therrmann@eac.gov; bbenavides (b) (6)

Subject: REMINDER: JUNE 23 BOA ANNUAL MTG, DEADLINES FOR NOMINATIONS AND RESOLUTIONS

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Dear Colleagues.

Another reminder that the virtual BOA annual meeting is scheduled for **WEDNESDAY, JUNE 23, 1-4PM EDT.**

Nominations are due for officers on **Monday, May 24th.**

Resolutions are due **Friday, May 28th.**

There will be one by-law change to be considered and reported by the by-laws committee; to institute a rule that the Chair rotate between an election and non-election official member of the Board.

Best regards,

Michael

Chair, Board of Advisors

U.S. Election Assistance Commission

e: (b) (6)

m: (b) (6)

Best regards,

Michael

MICHAEL YAKI CONSULTING

e: (b) (6)

m: (b) (6)

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From: McLaughlin, Alysoun N<(b) (6)>
Sent on: Monday, May 24, 2021 7:11:47 PM
To: michael (b) (6); mcott (b) (6); mwoods (b) (6); Kevin.Bratchel (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6); Patrick Cannon (b) (6); (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6); Eryn Hurley (b) (6);

Subject: EAC BOA Bylaws Committee Recommendation
Attachments: Recommendations of bylaws committee 05-21-21.docx (31.65 KB)

The Bylaws Committee met on May 21, 2021, and unanimously recommends the attached amendment for consideration by the full EAC Board of Advisors at its Wednesday, June 23 meeting.

Our recommendations are as follows:

Insert a new Section C under Article IV:

C. Qualifications for Chair.

1. The Chair shall alternate at the expiration of each term (“the rotation cycle”) between members who at the time of their nomination serve as election officials and members who at the time of their nomination serve as non-election officials.

Insert a new subsection (c) under Article IV, Section D(1):

(c) If the current Chair is an elections official, the Election Certification Committee shall only solicit nominations of non-election officials for the Office of Chair, and if the current Chair is a not an elections official, the Election Certification Committee shall only solicit nominations of election officials.

Amend Article IV, Officers, Section D(1)(e), renumbered as (f):

(f) In the event the Election Certification Committee receives no Nomination for the Office of Vice Chair or Secretary before the submission deadline, Nominations will be accepted from the floor of the Board’s meeting at which elections will take place.

Insert a new subsection (g) under Article IV, Section D(1):

(g) In the event the Election Certification Committee receives no nomination meeting the requirements for that rotation cycle as described in section C(1), and no member meeting the requirements for that rotation cycle is nominated on the floor, a nomination of any member will be accepted from the floor.

Respectfully submitted by your Secretary and Bylaws Committee Chair,

Alysoun McLaughlin

Deputy Election Director

Montgomery County Board of Elections
18753 N. Frederick Avenue, Suite 210
Gaithersburg, Maryland 20879

(b) (6)

www.777vote.org

@777vote

From: Michael Yaki <(b) (6)>

Sent: Friday, May 21, 2021 12:15 PM

To: mcott (b) (6); mwoods (b) (6); Kevin.Bratcher (b) (6); daniel.ivey-soto (b) (6); lveysoto (b) (6);

paul.pate (b) (6); emily.dawson (b) (6); jim.condos (b) (6); eric.covey (b) (6);

reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); acohen (b) (6);

nikki.charlson (b) (6); rhatch (b) (6); McLaughlin, Alysoun N

(b) (6); howard (b) (6); tmattice (b) (6);

Dlogar (b) (6); mwinn (b) (6); neal.kelley (b) (6); myak (b) (6);

michae (b) (6); dkladney (b) (6); mguthrie (b) (6); guthrie (b) (6);

pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6);

chris.herron (b) (6); david.e.beirne (b) (6); stark@ (b) (6); pbstark (b) (6);

eberke (b) (6); Sarah.Johnson (b) (6); simons (b) (6); gregorytmoore (b) (6);

gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); don.gray (b) (6);

donaldmarkritchie (b) (6); rstream (b) (6); sschoeller (b) (6); cmccormick@eac.gov;

tbarton@eac.gov; therrmann@eac.gov; bbenavides (b) (6)

Subject: REMINDER: JUNE 23 BOA ANNUAL MTG, DEADLINES FOR NOMINATIONS AND RESOLUTIONS

[EXTERNAL EMAIL]

Dear Colleagues.

Another reminder that the virtual BOA annual meeting is scheduled for **WEDNESDAY, JUNE 23, 1-4PM EDT.**

Nominations are due for officers on **Monday, May 24th.**

Resolutions are due **Friday, May 28th.**

There will be one by-law change to be considered and reported by the by-laws committee; to institute a rule that the Chair rotate between an election and non-election official member of the Board.

Best regards,

Michael

Chair, Board of Advisors

U.S. Election Assistance Commission

e: (b) (6)

m: (b) (6)

Best regards,

Michael

MICHAEL YAKI CONSULTING

e: (b) (6)

m: (b) (6)

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For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19

US EAC Board of Advisors Resolution on Post-Election Audits

Whereas, free, fair, and secure elections are the very core of our democracy, and

Whereas, the 2020 General Election is widely considered by non-partisan experts to have been “the most secure election in American history” including by the previous administration’s Director of the DHS’s Cybersecurity and Infrastructure Security Agency, and

Whereas, paper ballots and post-election audits are critical components of a resilient and more secure election infrastructure, and

Whereas, with high probability post-election audits should either validate the voting machine results or determine the correct outcomes, and

Whereas, the handling of ballots and election equipment during post-election audits should be subject to strict security and chain of custody requirements to safeguard original ballots and voting equipment, and

Whereas, post-election audits should be transparent in process, including who is participating and who is funding the audit, and should be conducted in full view of the press and public, and

Whereas, audits should be performed in a nonpartisan fashion to ensure confidence in the process and acceptance of results, and

Whereas, the Civil Rights Act of 1960 requires election officials to safeguard and preserve election records, including ballots cast in a federal election, which must “be retained either physically by election officials themselves, or under their direct administrative supervision,” and

Whereas, this requirement ensures that election officials are responsible and accountable for maintaining the chain of custody, which protects election materials, including ballots, against loss, damage, destruction or theft, and

Whereas, the U.S. Department of Justice has explained that the Civil Rights Act of 1960 requires election officials to safeguard and preserve election records, including ballots cast in a federal election, which must “be retained either physically by election officials themselves, or under their direct administrative supervision,” and

Whereas, this requirement ensures that election officials are responsible and accountable for maintaining the chain of custody, which protects election materials, including ballots, against loss, damage, destruction or theft, and

Therefore, be it resolved, the US Election Assistance Commission Board of Advisors (BoA) supports robust post-election audits, and

Be it further resolved, the Board of Advisors urges the US Election Assistance Commission to dedicate additional resources and staff time to developing best practices for robust post-election audits and chain of custody procedures, and

Be it further resolved, the Board of Advisors encourages the EAC to include the following notice on all robust post-election audit best practice documents:

[All election materials and ballots, must, at all times “be retained either physically by election officials themselves, or under their direct administrative supervision” for a period of at least twenty-two (22) months. In the event that the state places these records in the custody of other officials, then “administrative procedures [must] be in place giving election officers ultimate management authority over the retention and security of [these] election records, including the right to physically access” such records.]

From: Tina Barton <TBarton@eac.gov>

Sent on: Friday, May 21, 2021 3:44:08 PM

To: Michael Yaki <(b) (6)> Sarah Johnson <(b) (6)>
myak <(b) (6)>; Alysoun <Alysoun.Mclaughlin@eac.gov>

CC: Christy McCormick <CMcCormick@eac.gov>

Subject: RE: Re:

Good morning again, Chairman.

The annual meeting is scheduled for Wednesday, June 23, 2021 from 1:00 PM – 4:00 PM EDT.

Please let me know if I can provide any further assistance.

Tina Barton | Senior Program Advisor to the Executive Director

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Michael Yaki <(b) (6)>

Sent: Friday, May 21, 2021 11:39 AM

To: Tina Barton <TBarton@eac.gov>; Sarah Johnson <(b) (6)>; myak <(b) (6)>; Alysoun <Alysoun.Mclaughlin@eac.gov>

Cc: Christy McCormick <cmccormick@eac.gov>

Subject: Re:

I'd like to send it if you can give the time and day

Best Regards,

Michael

MICHAEL YAKI CONSULTING

e. <(b) (6)>

m. <(b) (6)>

On Friday, May 21, 2021, 7:26 AM, Tina Barton <TBarton@eac.gov> wrote:

Good morning, Chairman Yaki.

I have this on my list of things to do today. Please advise if you prefer that it come from you or if you would prefer that I send it out.

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Johnson, Sarah B. [REDACTED]

Sent: Friday, May 21, 2021 10:13 AM

To: Tina Barton <TBarton@eac.gov>

Cc: [michael](#) [REDACTED]; Alysoun <Alysoun.Mclaughlin> [REDACTED]

Subject: Re:

We should send out a reminder to our membership on the date and time of our annual meeting.

Sarah B Johnson

City Clerk

30 S Nevada Ave, Ste 101

Colorado Springs, CO 80903

[REDACTED]

[REDACTED]

On May 21, 2021, at 7:39 AM, Tina Barton <TBarton@eac.gov> wrote:

CAUTION! - External Email. Malware is most commonly spread through unknown email attachments and links. DO NOT open attachments or click links from unknown senders or unexpected email!

Hi, Ms. Johnson.

The annual meeting is scheduled for Wednesday, June 23, 2021 from 1:00 PM – 4:00 PM EDT.

I hope this helps! Have a wonderful weekend. Please let me know if I can provide you any further assistance.

Tina Barton | Senior Program Advisor to the Executive Director

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Johnson, Sarah B. (b) (6)
Sent: Thursday, May 20, 2021 6:32 PM
To: Tina Barton <TBarton@eac.gov>
Subject:

Hi Tina,

Did we eve decide on a time for the 6/23 BOA meeting? I want to make sure I have the right block of time marked off on my calendar that day.

Sarah B Johnson, MPA, MMC

City Clerk

[30 S Nevada Ave, Ste 101](#)

[Colorado Springs, CO 80903](#)

(b) (6)

(b) (6)

(b) (6)

<image001.png>

From: Tina Barton<TBarton@eac.gov>
Sent on: Friday, May 21, 2021 3:49:37 PM
To: daniel.ivey-soto (b) (6)
CC: myak (b) (6); michael (b) (6); Mona Harrington<mharrington@eac.gov>; Robin Sargent<rsargent@eac.gov>; Bert Benavides (b) (6); Christy McCormick<cmccormick@eac.gov>
Subject: RE: Senator Ivey-Soto re EAC Board of Advisors Annual Meeting

Good morning, Senator.

Chairman Yaki will be sending out a notice to the Board regarding the date and time later today. The annual meeting is scheduled for Wednesday, June 23, 2021 from 1:00 PM – 4:00 PM EDT.

Please let me know if you have any further questions or if I can support you in any way.

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Bert Benavides (b) (6)
Sent: Friday, May 21, 2021 11:38 AM
To: daniel.ivey-soto (b) (6); Tina Barton <TBarton@eac.gov>
Cc: myak (b) (6); michael (b) (6); Mona Harrington <mharrington@eac.gov>; Robin Sargent <rsargent@eac.gov>
Subject: Senator Ivey-Soto re EAC Board of Advisors Annual Meeting

Hi, Senator. All is well on my end. Hope all is well with you and your daughter. I am forwarding your question to Tina Barton, Assistant Designated Federal Officer who is taking the lead in scheduling this meeting. My best to you.

From: Daniel Ivey-Soto (b) (6)
Sent: Friday, May 21, 2021 11:16 AM
To: Bert Benavides (b) (6)
Subject: EAC Board of Advisors Annual Meeting
Bert,

I hope all is well with you and that everyone in your family has been safe and healthy.

Do we know about what times we plan to meet on June 23rd?? I'm trying to schedule other meetings on that day and the BoA meeting times would be helpful.

Thank You!!

-- Daniel.

BYLAWS
OF THE U.S. ELECTION ASSISTANCE COMMISSION
BOARD OF ADVISORS

Article I: Authority

Pursuant to the Federal Advisory Committee Act (FACA) and the Help America Vote Act of 2002 (HAVA) [Public Law 107-252], as such statutes may be amended from time to time, the Board of Advisors (hereinafter referred to as "The Board") has been granted its authority through its Charter with the U.S. Election Assistance Commission (EAC). The Board and all committees thereof will comply fully with the provisions of FACA; and all other applicable Federal laws.

Article II: Objectives

The Board will:

- A. Advise the EAC through review of (1) the voluntary voting system guidelines described in Title II Part 3 of the HAVA; (2) voluntary guidance described under Title III of HAVA; (3) best practices recommendations contained in the report submitted under Section 242(b) of Title II (HAVA Title II section 212); and (4) such documents that the EAC presents to the Board.
- B. Pursuant to section 204(a)(3)(A) of HAVA, appoint a search committee to recommend at least three nominees for the position of Executive Director of the EAC when a vacancy exists.
- C. Function as an advisory body to the EAC.

Article III: Membership

Pursuant to Section 214(a) of HAVA, the Board shall consist of 37 members.

Article IV: Officers

- A. The Board shall elect Executive Officers to consist of the Chair, Vice-Chair and Secretary from its members.¹
- B. Terms of Service.
 1. Officers shall serve for a term of one (1) year, which shall be measured from annual meeting to annual meeting.
 2. Officers may serve no more than two (2) consecutive terms in any one office.
 3. In the event of an Officer vacancy, the remaining Officers may appoint an interim Officer until the next Board meeting.

Time served as an interim Officer shall not count toward the limitation of serving no more than two (2) consecutive terms in any one office.
- C. **Qualifications for Chair.**
 1. **The Chair shall alternate at the expiration of each term (“the rotation cycle”) between members who at the time of their nomination serve as election officials and members who at the time of their nomination serve as non-election officials.**
- D. Nominations.
 1. Expired Terms.²
 - a) The Election Certification Committee shall solicit

¹ Article IV, Section A was amended on May 5, 2016 at the Chicago Board of Advisors meeting.

² Article IV, Section C was amended on May 5, 2016 at the Chicago Board of Advisors meeting.

nominations for the Executive Officers from Advisory Board members. The Election Certification Committee shall send to Advisory Board members a solicitation no later than 60 days immediately prior to the expiration of any Executive Officer's term. The solicitations shall designate the address and form for submitting nominations.

- b) Advisory Board members may nominate themselves or other Advisory Board members by responding to the solicitation.
- c) **If the current Chair is an elections official, the Election Certification Committee shall only solicit nominations of non-election officials for the Office of Chair, and if the current Chair is a not an elections official, the Election Certification Committee shall only solicit nominations of election officials.**
- d) Nominations shall be submitted to the Advisory Board's Designated Federal Officer (DFO) (or the DFO's designee) in writing and may be submitted electronically no later than 30 days prior to the expiration of any Executive Officer's term. In the event that the 30th day falls on a federal holiday or weekend, nominations are due no later than the next business day.
- e) Upon receipt of nominations, the DFO shall notify all Advisory Board members of nominated names at least fifteen (15) days prior to the date of the Advisory Board meeting immediately following the submission deadline.
- f) In the event the Election Certification Committee receives no Nomination **for the Office of Vice Chair or Secretary** before the submission deadline, Nominations will be accepted from the floor of the Board's meeting at which elections will take place.
- g) **In the event the Election Certification Committee receives no nomination meeting the requirements for that rotation cycle as described in section C(1), and no member meeting the requirements for that rotation cycle is nominated on the floor, a nomination of any member will be accepted from the floor.**

2. Elections.

- a. Separate elections for each office shall be by secret ballot and shall take place at the annual Board meeting of each calendar year. Elections of officers shall take place sequentially starting with Chair and ending with Secretary.
- b. In the event that there is only one nominee for an Officer position,

Page 2 of 7

EAC Board of Advisors Bylaws, adopted June 18, 2008; EAC Board of Advisors re-adopted April 13, 2015; Revised Bylaws adopted on May 5, 2016 at Chicago Board of Advisors Meeting - This version supersedes all previous versions.

- the election of that Officer position shall take place by voice vote.
- c. All election results shall be tabulated and certified by the Election Certification Committee. All tabulation and certification processes shall take place in the presence of the Board members at a time and place designated by the Election Certification Committee.
 - d. All elections shall be decided by plurality vote.
 - e. In case of a tie vote between the candidates at an election, the Election Certification Committee shall automatically recount the votes cast for the tied candidates. If a tie remains following a recount, the Board shall conduct a runoff election between the tied top vote-getters. If a tie remains following the runoff, the Election Certification Committee shall resolve the tie by the toss of a coin.
 - f. In the event that the Board is unable to meet for elections before the end of an Officer's term, the sitting Officers shall remain in their elected capacity until such time as the Board is able to meet again and a new Officer is elected.

Article V: Duties of Officers

- A. The Chair shall:
 1. Preside over meetings of the Board.
 2. Appoint all standing, ad hoc, and special committees.
 3. Serve as liaison with the Board's Designated Federal Officer (DFO).
 4. Serve as official liaison to the EAC for all resolutions and recommendations adopted by the Board.
 5. Coordinate with the DFO to request information from any federal agency and other EAC advisory boards necessary to assist with the functions of the Board.
 6. Appoint a Parliamentarian to advise the Chair on the conduct of Board meetings.
 7. Serve as *ex officio* member of all committees.
 8. Work with the DFO to schedule meetings of the Board and develop the proposed agendas for the meetings.
- B. The Vice Chair shall:
 1. Assist the Chair in fulfilling his/her duties.
 2. Serve as Chair in the absence of the Chair.
 3. Serve as Chair of the Resolutions Committee.
- C. The Secretary shall:
 1. Serve as Chair of the Bylaws Committee.
 2. Review Board minutes before distribution to Board members.
 3. Ensure, with assistance from the DFO, that meeting minutes are distributed to the Board within sixty (60) days of the meeting for which the minutes were recorded and properly filed at the EAC.
 4. Assist the Chair at meetings and from time to time, as the Chair may designate.
 5. Serve as Chair in the event that both the Chair and Vice Chair positions are vacant; or the Chair and Vice Chair are absent for any meeting.
- D. The Designated Federal Officer (DFO) or his/her designee shall perform the duties as defined in the Federal Advisory Committee Act (FACA), 5 U.S.C. Appx 1, et seq, and regulations promulgated pursuant thereto.

Page 3 of 7

EAC Board of Advisors Bylaws, adopted June 18, 2008; EAC Board of Advisors re-adopted April 13, 2015; Revised Bylaws adopted on May 5, 2016 at Chicago Board of Advisors Meeting - This version supersedes all previous versions.

Article VI: Meetings

- A. Pursuant to section 215(a)(2)(A) of HA VA, the Board shall meet not less frequently than once every year for purposes of voting on the voluntary voting system guidelines referred to the Board.
- B. Pursuant to section 215(a)(2)(C), the Board shall meet at such other times as it considers appropriate for purposes of conducting such other business as it considers appropriate consistent with HAVA.
- C. The Board shall hold an annual meeting no later than 60 days prior to the end of the federal fiscal year of each calendar year, unless a majority of the members agree in writing to a meeting date to be held later in the year.³
- D. Meetings shall be called by the DFO in consultation with the Officers.
- E. Meetings may be called at the request of the Chair, in consultation with the DFO.
- F. Meetings may be called by a request of a majority of the Board members, in consultation with the DFO.
- G. Meetings may only be called with at least sixty (60) days' notice. Notice may be waived by written agreement of a majority of Board members, in consultation with the DFO and to the extent permitted by law.
- H. The DFO shall distribute the agenda to Board members prior to each meeting and shall publish notice of the meeting in the Federal Register as required by FACA.
- I. Board members may submit agenda items to the DFO or Chair no less than forty-five (45) days prior to a Board meeting.
- J. To the extent permitted by law, meetings may be held by electronic means such as conference calls.
- K. Open Meetings.
 - 1. Unless otherwise determined in advance, all Board meetings shall be open to the public.
 - 2. Notices of meetings will be published in the Federal Register at least fifteen (15) days in advance.
 - 3. Members of the public may attend any meeting or portion of a meeting that is not closed to the public and may submit written statements. The Chair may decide in advance to include oral public comment during a meeting, in which case the meeting announcement published in the Federal Register will note that oral comment from the public will be included.
 - 4. All materials brought before, or presented to, the Board during the conduct of an open meeting, including, but not limited to, the minutes of the proceedings of the previous open meeting, will be available to the public for review or copying at the time of the scheduled meeting.
 - 5. Minutes of open meetings shall be available to the public upon request.
 - 6. Once an open meeting has begun, it will not be closed to the public unless prior approval of the closure has been obtained and proper notice of the closed meeting has been given to the public.
 - 7. If, during the course of an open meeting, matters inappropriate for public disclosure arise during discussions, the Chair will order such discussion to cease and will schedule it for a closed meeting.
- L. Closed Sessions.
 - 1. Sessions will be closed to the public only in limited circumstances and in accordance with applicable law. The Board must obtain prior approval of the

³ Article VI, Section C was amended on May 5, 2016 at the Chicago Board of advisors meeting.

- DFO to conduct a closed session. Requests for closed sessions must be submitted by the DFO to EAC's Office of General Counsel a minimum of forty-five (45) days in advance of the proposed closed session.
2. Where the DFO, in conjunction with the Office of General Counsel, has determined in advance that discussions during a Board meeting will involve matters about which public disclosure would be harmful to the interests of the government, industry, or others, an advance notice of a closed session, citing the applicable exemptions of the Government in the Sunshine Act (GISA), shall be published in the Federal Register at least fifteen (15) days in advance. The notice may announce the closing of all or just part of a meeting.
 3. Minutes of closed sessions are not available to the public, and as a result, not subject to the Freedom of Information Act (FOIA).
- M. Minutes.
1. The DFO shall assure that detailed minutes of each meeting are prepared and distributed to Board members with in sixty (60) days of the meeting for which the minutes were recorded.
 2. Meeting minutes shall include the following: (1) time, (2) date, (3) location, (4) record of persons present, including the names of Board members, EAC Commissioners and staff, and the names of members of the public making written or oral presentations, (5) a complete and accurate description of the matters discussed and conclusions reached, and (6) copies of all reports received, issued, or approved by the Board.
 3. Meeting minutes are considered part of the official government record.

Article VII: Quorum and Proxy Voting

- A. Quorum shall exist when fifty (50) percent plus one (1) of the members currently serving on the Board are present for a meeting as determined by a roll call or quorum call.
- B. Proxy designations must be submitted in writing to the Chair.
- C. Proxy votes may only be cast by members of the Board provided the proxy designations have been timely filed in advance with the Chair clearly identifying the Board member to cast his/her proxy vote.
- D. The Chair shall appoint a Special Committee called the Proxy Committee to verify eligibility of proxy votes.
- E. Proxy votes shall be accepted for all Board votes.

Article VIII: Committees

- A. Meetings.
 1. All committees may meet informally at any time for the purpose of conducting their business.
 2. Committee meetings may take place telephonically, or through electronic media, as permitted by law.
- B. Standing Committees.
 1. Bylaws Committee.
 - a. The Secretary shall serve as Chair of the Bylaws Committee.
 - b. The Bylaws Committee shall be comprised of not less than three (3) members and no more than five (5) members, including the

- Secretary.
- c. All proposed bylaws amendments presented to the Board shall be referred to the Bylaws Committee for consideration; and be reported at the meeting immediately following submission of proposed bylaws amendments.
2. Voting System Standards Committee.
 - a. The Chair of the Board shall appoint the Chair of the Voting System Standards Committee.
 - b. The Committee shall be comprised of no more than eleven (11) members.
 - c. At least one (1) member, excluding the Chair of the Voting System Standards Committee, shall represent a disability advocacy group.
 - d. At least one (1) member, excluding the Chair of the Voting System Standards Committee, shall represent each of the following:
 - i. National Association of County Recorders, Election Officials and Clerks (NACRC);
 - ii. International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT);
 - iii. National Association of Secretaries of State (NASS);
 - iv. National Association of State Election Directors (NASSED);
 - v. The Election Center.
- C. Ad Hoc Committees.
1. As necessary, the Chair of the Board shall appoint Board members to ad hoc committees for ongoing or recurring specific purposes.
 2. Ad hoc committees must be established by majority vote.
 3. Any Board member may recommend the establishment of an ad hoc committee.
- D. Special Committees.
1. As necessary, the Chair of the Board shall appoint Board members to special committees for limited purposes.
 - a. The Chair of the Board shall state the special committee's limited purpose, scope, and duration at its inception.
 - b. The Chair of the Board shall appoint three (3) Board members to a special Election Certification Committee on the first day of a Board meeting at which an Officer election is scheduled to take place. The special Election Certification Committee shall tabulate and certify all officer election results as required in these Bylaws.
 - c. The Chair of the Board shall appoint four (4) Board members in addition to the Vice Chair to a Resolutions Committee on the first day of a Board meeting if it appears likely that the Board will present and/or adopt resolutions. The Vice Chair shall serve as Chair of the Resolutions Committee. The Resolutions Committee shall approve all resolutions as to form before they are considered by the Board.
 - d. The Chair of the Board shall appoint three (3) Board members to a Proxy Committee on the first day of a Board meeting at which voting is scheduled to take place. The Proxy Committee shall review and certify all proxy votes as required in these Bylaws.
 - e. Other special committees as the Chair may deem necessary.

Article IX: Amendments

- A. The bylaws may be amended based on a 2/3 vote of the members present in person and by proxy and voting at any Board meeting.
- B. All proposed bylaw changes must be submitted to the DFO forty-five (45) days prior to a meeting. The DFO shall subsequently transmit proposed bylaws changes to the Bylaws Committee for consideration.
- C. The Bylaws Committee shall submit proposed bylaws amendments to the Board no later than thirty (30) days prior to a meeting.

Article X: Expenses and Reimbursement

- A. Expenses related to Board operations will be borne by the EAC.
- B. Expenditures of any kind must be approved in advance by the DFO.
- C. Board members shall not receive any compensation for their services, but shall be paid travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of federal agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in performance of their services for the Board.

Article XI: Parliamentary Authority

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern Board activities in all cases to which they are applicable and in which they are not inconsistent with these bylaws and any special rules of order the Board may adopt.

Article XII: Effective Date

These Bylaws are effective upon adoption by the Board.

These Bylaws were amended at the May 4-5, 2016, Chicago, IL Board of Advisors meeting.

Neal Kelley, Chair

Date

Thomas Hicks, DFO

Date

From: Tina Barton<TBarton@eac.gov>

Sent on: Thursday, April 22, 2021 2:53:41 PM

To: Tina Barton<TBarton@eac.gov>; michael (b) (6); myak (b) (6); Sarah Johnson<(b) (6)>; Alysoun<(b) (6)>; Christy McCormick<cmccormick@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Mona Harrington<mharrington@eac.gov>; Bert Benavides (b) (6)

CC: Amanda Joiner<AJoiner@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Robin Sargent<rsargent@eac.gov>

Subject: BOA Executive Board Call

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From: Tina Barton<TBarton@eac.gov>
Sent on: Thursday, May 13, 2021 1:58:39 PM
To: myak^{(b) (6)}; michael^{(b) (6)}; Sarah Johnson^{(b) (6)}; Alysoun<Alysoun.Mclaughlin^{(b) (6)}>; Christy McCormick<cmccormick@eac.gov>
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>
Subject: BOA Exec Board Agenda
Attachments: BOA Exec Board May 13 2021 Agenda.docx (46.8 KB)

Good morning, all.

Thank you for your patience. I have attached the agenda for today's meeting. Please let me know if you have any questions.

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov



**Election Assistance Commission (EAC), Board of Advisors (BOA)
Executive Board Conference Call Minutes
April 15th, 2021, 1:00 PM EDT**

PRESENT ON CONFERENCE CALL:

- Michael Yaki, Chairman, EAC Board of Advisors
- Sarah Ball Johnson, Vice-Chair, EAC Board of Advisors
- Alysoun McLaughlin, Secretary, EAC Board of Advisors
- EAC Vice Chairman Thomas Hicks and Outgoing Designated Federal Officer (DFO)
- EAC Commissioner Christy McCormick and Incoming Designated Federal Officer (DFO)
- Tina Barton, Assistant Designated Federal Officer (ADFO) and EAC Senior Program Advisor to the Executive Director
- Mona Harrington, Executive Director, Election Assistance Commission
- Kevin Rayburn, General Counsel, Election Assistance Commission
- Amanda Joiner, Assistant General Counsel, Election Assistance Commission
- Tyler Hermann, Senior Counsel to EAC Commissioner Christy McCormick
- Bert Benavides, Office Support Assistant, Election Assistance Commission

EAC Vice Chairman and outgoing DFO Thomas Hicks began the conference call by thanking the Executive Board members for their service, and all BOA members during his six-year tenure as DFO, and underscoring how his engagement with BOA members provided valuable insights and considerations. He confirmed the recent vote introducing the yearly rotation of the EAC Commissioners serving as DFO on the advisory boards and stated he would be available for consultation and would be present for annual meetings.

Chairman Michael Yaki thanked DFO Thomas Hicks for his leadership and stewardship and affirmed BOA members would continue to consider him as a valuable resource, given his long tenure as DFO.

Secretary Alysoun McLaughlin and Vice Chair Sarah Ball Johnson bade their respective farewell and thanks to Vice Chair/DFO Hicks.

EAC Commissioner and incoming DFO McCormick recognized DFO Thomas Hicks' contribution to the BOA over the years. She also applauded the role of BOA as a valuable resource in providing insight regarding the EAC's contributions to election officials by offering input in identifying unmet needs and considered improvements. She encouraged the Executive Board to spread the accomplishments and victories of the BOA in addressing elections. She confirmed the yearly rotation of DFO's for all advisory boards as a means for the Commissioners to become familiar with the respective boards and to establish more personal relationships throughout. She looks forward to the virtual annual meeting. She thanked Mona and Kevin for their efforts with the BOA, and Tina in her new role as ADFO.

ADFO Tina Barton thanked the group and said she was looking forward to working with the BOA.

General Counsel Kevin Rayburn said a new Charter was adopted on 4-13-21 to meet the two-year renewal/readoption requirement. The change in the new Charter allows the DFO, in addition to the Chair, to call the annual board meeting as required in the Charter. This was added to meet the requirement should the Chair be absent or unresponsive regarding the annual meeting. Further explanation is the DFO can call a meeting as the By-Laws require; it is a part of the Federal Advisory Committee Act (FACA) but was not in BOA Charter.

The nominations' notice to BOA membership should be no later than 60 days prior to the annual meeting. The annual meeting is scheduled for Wednesday, June 23, 2021 from 1:00 PM – 4:00 PM EDT. General Counsel Rayburn will send notice to the BOA members on Friday, April 16, 2021.

A discussion ensued regarding the previous years' procedures re nominations. Chairman Michael Yaki will solicit nominations from the BOA members. Secretary McLaughlin is the chair of the By-Laws Committee. Through this committee, she and Vice-Chair Johnson will convene with committee members to discuss the annual meeting.

General Counsel Rayburn provided an update on the BOA appointments and renewals. He sent notification letters to all the advisory organizations in late March 2021. A handful of responses remain outstanding; he will be sending reminders to these organizations.

Executive Director Harrington gave the following update on agency priorities:

New hires remain ongoing, especially for critical areas. The Clearinghouse function is staffed with newly hired Subject Matter Experts (SME), i.e. accessibility expert. Tina Barton is heading the Clearinghouse function in addition to her duties as the ADFO to the BOA.

Jon Panek was hired as the Testing and Certification Director. He worked for an accreditation lab and understands the process.

An E-Poll pilot regarding the Testing and Certification process is to be vetted, working with Cybersecurity and Infrastructure Security Agency (CISA), an agency who has experience and learned lessons in what the states are doing and what legislation affecting the pilot should be factored in. A recommendation was made to include the pilot as an agenda item in the upcoming BOA Annual Meeting for full transparency, and in all other EAC advisory boards.

Voluntary Voting Systems Guidelines (VVSG) 2.0 remains an ongoing product and process; The National Voluntary Laboratory Accreditation Program (NVLAP) process is ongoing. A target date for National Institute of Standards and Technology (NIST) approval is anticipated for October 2021. The process manual will be enhanced as needed. The EAC anticipates hosting hearings regarding a timeline for manufacturers.

An EAC newsletter was recently sent to the advisory boards. Executive Director Harrington asked the BOA to extend the reach of the EAC's accomplishments via outreach, noting that it would be especially helpful for the BOA in reaching non-election officials.

The EAC website continues to improve, facilitating a more user-friendly experience and highlighting best practices.

A draft report is in progress regarding the Election Administration and Voter Survey (EAVS) & Grants Report.

Chairman Yaki inquired about the EAC's response and/or position on HR-1 regarding proposed changes to the BOA and EAC. He indicated BOA membership may have comments if HR-1 proceeds. Executive Director Harrington confirmed EAC would monitor the bill.

Secretary McLaughlin welcomed the addition of Tina Barton to the EAC staff and as ADFO to the Board of Advisors. She mentioned that the Research Committee was active in 2020 but was reluctant to pursue recommendations for research projects due to the 2020 elections and EAC's limited staff. Now that the election is over, and EAC has hired so much more, the committee will more actively pursue their recommendations.

DFO McCormick suggested as an annual meeting agenda item the review of BOA, its responsibilities and positions.

The next Executive Board meeting conference call is Thursday, May 13, 2021 @ 1:00 PM EDT. Tina Barton, BOA ADFO, will send the invitation.

The meeting adjourned at 12:43 PM EDT.

DRAFT



Board of Advisors, Executive Meeting, May 13, 2021 at 1 PM EST

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AGENDA

1. Opening comments from DFO, Christy McCormick (DFO McCormick)
2. Housekeeping/Comments from Tina Barton, Senior Program Advisor serving as the ADFO
3. Nomination status, appointment letters etc. (CMO Kevin Rayburn)
4. Bylaw modification (Chair Yaki)
5. Board Meeting Agenda Discussion (All)

Draft List

VVSG 2.0

- VVSG Lifecycle Policy
- Lab accreditation, and E2E Update
- VVSG Manual Enhancements

EAC Update

E-Pollbook Pilot Program

EAVS

Grants

Executive Order Feedback (NIST/GSA)

From: Tina Barton <TBarton@eac.gov>
Sent on: Friday, May 7, 2021 7:45:27 PM
To: michae (b) (6); myak (b) (6); Alysoun <Alysoun.Mclaughlin@ (b) (6)>; Sarah Johnson <(b) (6)>
CC: Christy McCormick <cmccormick@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Amanda Joiner <AJoiner@eac.gov>
Subject: RE: Courtesy Email Re Agenda Items

Good afternoon, Chairman Yaki.
I have received your proposed bylaw changes.
Have a great weekend!

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: michae (b) (6) <(b) (6)>
Sent: Friday, May 7, 2021 3:27 PM
To: Tina Barton <TBarton@eac.gov>; myak (b) (6); Alysoun <Alysoun.Mclaughlin (b) (6)>; Sarah Johnson <(b) (6)>
Cc: Christy McCormick <cmccormick@eac.gov>
Subject: RE: Courtesy Email Re Agenda Items
This is what I propose for a bylaw change.

Article IV: Officers

- A. The Board shall elect Executive Officers to consist of the Chair, Vice-Chair and Secretary from its members.¹
- B. Terms of Service.
 - I. Officers shall serve for a term of one (1) year, which shall be measured from annual meeting to annual meeting.
 - 2. Officers may serve no more than two (2) consecutive terms in any one office.
 - 3. In the event of an Officer vacancy, the remaining Officers may appoint an interim Officer until the next Board meeting.
Time served as an interim Officer shall not count toward the limitation of serving no more than two (2) consecutive terms in any one office.

C. Qualifications for Chair.

- I. The Chair shall alternate at the expiration of each term (“the rotation cycle”) between members who currently serve as election officials and members who currently serve as non-election officials.
 - a) If the current Chair is an elections official, the Election Certification Committee shall only solicit nominations of non-election officials for the succeeding election, and if the current Chair is a not an elections official, the Election Certification Committee shall only solicit nominations of election officials.
 - 2. If the Election Certification Committee is unable to solicit nominations for the corresponding rotation, and no member corresponding to the appropriate rotation cycle is nominated on the floor, the membership may waive this requirement prior to an election by a majority vote.

Thanks!
Michael

MICHAEL YAKI CONSULTING

This email and any files or attachments transmitted with it may contain privileged or otherwise confidential information. If you are not the intended recipient, or believe that you may have received this communication in error, please advise the sender via reply email and immediately delete the email you received.

From: Tina Barton <TBarton@eac.gov>
Sent: Thursday, May 6, 2021 8:57 AM
To: michae (b) (6); (b) (6)
Cc: Christy McCormick <cmccormick@eac.gov>

Subject: Courtesy Email Re Agenda Items

Good morning, Chairman Yaki.

This is a courtesy reminder that we are rapidly approaching the “no less than forty-five (45) days” deadline stated in the Bylaws for BOA members to submit agenda items to the DFO or Chair; that deadline is May 9th.

Please advise if I can be of any assistance to you.

Tina Barton | Senior Program Advisor to the Executive Director

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Tina Barton<TBarton@eac.gov>
Sent on: Thursday, April 22, 2021 2:48:06 PM
To: michael (b) (6); myaki (b) (6); Sarah Johnson (b) (6); Alysoun Mclaughlin (b) (6); Christy McCormick<cmccormick@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>
CC: Thomas Hicks<thicks@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Robin Sargent<rsargent@eac.gov>; Bert Benavides (b) (6)
Subject: Revised BOA Exec Board Agenda 4/15/21, Draft Minutes
Attachments: BOA Exec Board 4.15.21 DRAFT MINUTES REVISED.docx (61.19 KB)

Good morning, all.

Attached are revised minutes from our most recent BOA Executive Board meeting. Please let us know if there are any additional changes or suggestions. We welcome your input.

Additionally, please watch your inbox for a calendar invite for our May meeting. I will be sending that out shortly.

I wish you all a wonderful day!

Tina Barton | Senior Program Advisor to the Executive Director

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200 | Washington, D.C. 20001

www.eac.gov

From: Tina Barton<TBarton@eac.gov>
Sent on: Thursday, May 6, 2021 12:33:01 AM
To: michael (b) (6); myak (b) (6); Johnson, Sarah B. (b) (6); McLaughlin, Alysoun N. (b) (6); Christy McCormick<CMcCormick@eac.gov>; Mona Harrington (mharrington@eac.gov)<Mona Harrington (mharrington@eac.gov)>; Kevin Rayburn<KRayburn@eac.gov>
CC: Thomas Hicks<THicks@eac.gov>; Amanda Joiner<ajoiner@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Robin Sargent (rsargent@eac.gov)<Robin Sargent (rsargent@eac.gov)>; Bert Benavides (b) (6)
Subject: RE: Revised BOA Exec Board Agenda 4/15/21, Draft Minutes
Attachments: BOA Exec Board 4.15.21 - Draft Minutes Revised on 5-03-21.docx (60.92 KB)

Good evening, all.

A minor revision was done to the draft minutes – an acronym was corrected. I have attached the newly revised minutes for your review. Please let me know if you have any questions.

Respectfully,

Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

From: Tina Barton
Sent: Thursday, April 22, 2021 10:48 AM
To: michael (b) (6); myak (b) (6); Johnson, Sarah B. (b) (6); McLaughlin, Alysoun N. (b) (6); Christy McCormick <CMcCormick@eac.gov>; Mona Harrington (mharrington@eac.gov) <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>
Cc: thicks@eac.gov; Amanda Joiner <ajoiner@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Robin Sargent (rsargent@eac.gov) <rsargent@eac.gov>; Bert Benavides (b) (6)
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Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov



**Election Assistance Commission (EAC), Board of Advisors (BOA)
Executive Board Conference Call Minutes
April 15th, 2021, 1:00 PM EDT**

PRESENT ON CONFERENCE CALL:

- Michael Yaki, Chairman, EAC Board of Advisors
- Sarah Ball Johnson, Vice-Chair, EAC Board of Advisors
- Alysoun McLaughlin, Secretary, EAC Board of Advisors
- EAC Vice Chairman Thomas Hicks and Outgoing Designated Federal Officer (DFO)
- EAC Commissioner Christy McCormick and Incoming Designated Federal Officer (DFO)
- Tina Barton, Assistant Designated Federal Officer (ADFO) and EAC Senior Program Advisor to the Executive Director
- Mona Harrington, Executive Director, Election Assistance Commission
- Kevin Rayburn, General Counsel, Election Assistance Commission
- Amanda Joiner, Assistant General Counsel, Election Assistance Commission
- Tyler Hermann, Senior Counsel to EAC Commissioner Christy McCormick
- Bert Benavides, Office Support Assistant, Election Assistance Commission

EAC Vice Chairman and outgoing DFO Thomas Hicks began the conference call by thanking the Executive Board members for their service, and all BOA members during his six-year tenure as DFO, and underscoring how his engagement with BOA members provided valuable insights and considerations. He confirmed the recent vote introducing the yearly rotation of the EAC Commissioners serving as DFO on the advisory boards and stated he would be available for consultation and would be present for annual meetings.

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DFO McCormick suggested as an annual meeting agenda item the review of BOA, its responsibilities and positions.

The next Executive Board meeting conference call is Thursday, May 13, 2021 @ 1:00 PM EDT. Tina Barton, BOA ADFO, will send the invitation.

The meeting adjourned at 12:43 PM EDT.

DRAFT

From: Tina Barton<TBarton@eac.gov>
Sent on: Thursday, May 6, 2021 12:24:57 AM
To: mcott (b) (6); mwoods (b) (6); Kevin Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson<(b) (6)>; jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen<(b) (6)>; nikki.charlson (b) (6); rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myaki (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); Patrick Cannon (b) (6); (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey<(b) (6)>; Richard Pilger (b) (6); Chris Herren<(b) (6)>; David Beime<(b) (6)>; stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson<(b) (6)>; simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray<(b) (6)>; donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert Benavides (b) (6)
CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>
Subject: Revised Roster and Email List
Attachments: BOA - 2021 Roster, Emails Only, Rev. 5-03-21.doc (166.5 KB), BOA - 2021 Roster Contact Info with Emails Rev. 5-03-21.doc (102.5 KB)

Board of Advisors:
Good evening to all of you. I hope you are having a great week.
We received a revision to the 2021 Email Roster and the 2021 EAC Board of Advisors with Affiliation Contact and Information Roster. The revised rosters are attached.
If you have any questions or further updates, please let us know. We look forward to serving you.
Respectfully,
Tina Barton | Senior Program Advisor to the Executive Director
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, D.C. 20001
www.eac.gov

NATIONAL GOVERNORS ASSOCIATION (2 appointments)	
<p>Mary Catherine Ott Legislative Director 444 North Capitol St. NW Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Michelle Woods Program Director, Homeland Security National Governor's Association 444 N. Capitol St., NW, Suite 267 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 4-26-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL CONFERENCE OF STATE LEGISLATURES (2 appointments)	
<p>Representative Kevin O. Bratcher KY House of Representatives State Capitol, Rm. 357-E Frankfort KY 40801</p> <p>(b) (6)</p> <p>Appointed: 04-01-21 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Senator Daniel Ivey-Soto New Mexico State Legislature 1420 Carlisle Blvd., NE, Suite 208 Albuquerque NM 87110</p> <p>(b) (6)</p> <p>Appointed: 05-03-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF SECRETARIES OF STATE (2 appointments)	
<p>The Honorable Jim Condos VT Secretary of State and serving on behalf of NASS President 128 State Street Montpelier VT 05633</p> <p>(b) (6)</p> <p>Eric Covey Executive Assistant</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 07-22-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>The Honorable Paul Pate IA Secretary of State, and NASS Immediate Past President Lucas Bldg., 1st Floor, 321 E. 12th Street Des Moines IA 50319</p> <p>(b) (6)</p> <p>Emily Dawson, Executive Assistant</p> <p>Leslie Reynolds, NASS Executive Director</p> <p>(b) (6)</p> <p>Appointed: 07-22-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>

NATIONAL ASSOCIATION OF STATE ELECTION DIRECTORS (2 appointments)	
<p>Keith Ingram Director, Elections Division Texas Secretary of State P.O. Box 12060 Austin, TX 78711</p> <p>(b) (6)</p> <p>Amy Cohen, NASED Executive Director (b) (6)</p> <p>Appointed: 03-04-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Linda H. Lamone Administrator of Elections Maryland State Board of Elections 151 West Street, Suite 200 P.O. Box 6486 Annapolis, MD 21401-0486</p> <p>(b) (6)</p> <p>Amy Cohen, NASED Executive Director (b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
NATIONAL ASSOCIATION OF COUNTIES (2 appointments)	
<p>Ricky Hatch Weber County Clerk/Auditor 2380 Washington Blvd., Suite 320 Ogden UT 84401</p> <p>(b) (6)</p> <p>Appointed: 12-15-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Alysoun McLaughlin Deputy Election Director Montgomery County 18753 N. Frederick Ave. Ste. 210 Gaithersburg MD 20879</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
UNITED STATES CONFERENCE OF MAYORS (2 appointments)	
<p>VACANT</p> <p>Appointed: Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Elizabeth (Liz) Howard Counsel, Brennan Center for Justice 920 I St NW #507 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 06-30-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>

THE ELECTION CENTER (2 appointments)	
<p>Tim Mattice Executive Director The Election Center 21946 Royal Montreal Katy, TX 77450</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Dean Logan Registrar-Recorder/County Clerk, Los Angeles County 12400 Imperial Highway Norwalk CA 90650</p> <p>(b) (6)</p> <p>Appointed: 07-09-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
INTERNATIONAL ASSOCIATION OF GOVERNMENT OFFICIALS (formerly IACREOT) (2 appointments)	
<p>Michael B. Winn Harris County Director of Elections 1001 Preston, 4th floor. Houston, TX 77002</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Neal Kelley Registrar of Voters, Orange County P.O. Box 11298 Santa Ana, CA 92711</p> <p>(b) (6)</p> <p>Appointed: 04-11-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
UNITED STATES COMMISSION ON CIVIL RIGHTS (2 appointments)	
<p>Michael Yaki U.S. Commission on Civil Rights Commissioner 268 Bush Street, Suite 3333 San Francisco, CA 94104</p> <p>(b) (6)</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>David Kladney U.S. Commission on Civil Rights Commissioner 905 Joy Lake Road Reno, NV 89511</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>

ARCHITECTURAL AND TRANSPORTATION BARRIER COMPLIANCE BOARD (2 appointments)	
<p>Marc Guthrie Public Member, U.S. Access Board 4455 Hunts Landing Rd, Mallory Square 16-B Hebron OH 43025</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Patrick D. Cannon Public Board Member 769 Pine Creek Circle Haslett MI 48840</p> <p>(b) (6)</p> <p>IT Asst: (b) (6)</p> <p>Appointed: 12-20-20 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
CHIEF, OFFICE OF PUBLIC INTEGRITY, UNITED STATES DEPARTMENT OF JUSTICE (1 appointment)	CHIEF, VOTING SECTION CIVIL RIGHTS DIVISION U.S. DEPARTMENT OF JUSTICE (1 appointment)
<p>Richard C. Pilger Senior Trial Attorney, Criminal Division U. S. Department of Justice 1400 New York Avenue NW Room 12100 Washington, DC 20530</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Chris Herren, Chief, Voting Section Civil Rights Division U. S. Department of Justice 1800 G Street, NW Room 7264-NWB Washington, DC 20006</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23 <i>Charter renews every two years; Appointment renews until replaced</i></p>
DIRECTOR, FEDERAL VOTING ASSISTANCE PROGRAM U.S. DEPARTMENT OF DEFENSE (1 appointment)	
<p>David Beirne, Director Federal Voting Assistance Program, U.S. Dept. of Defense 4800 Mark Center Dr., Ste. 03J25-02 Alexandria, VA 22350-5000</p> <p>(b) (6)</p> <p>Appointed: 01-01-17 Expires: 04-13-23 <i>Charter renews every two years;</i></p>	

<i>Appointment renews until replaced</i>	
SPEAKER OF THE HOUSE (1 appointment)	HOUSE MINORITY LEADER (1 appointment)
<p>Philip B. Stark Associate Dean, Mathematical & Physical Sciences and Professor of Statistics University of California - Berkeley 1157 Cragmont Avenue Berkeley CA 94708</p> <p>(b) (6)</p> <p>Appointed: 09-20-16 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Elliot Berke Managing Partner Berke Farah LLP 701 8th St, NW Suite 601 Washington DC 20001</p> <p>(b) (6)</p> <p>Appointed: 12-10-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE MAJORITY LEADER (1 appointment)	SENATE MINORITY LEADER (1 appointment)
<p>Sarah Ball Johnson City Clerk, Colorado Springs CO 30 S. Nevada Ave., Ste. 101 Colorado Springs CO 80903</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Barbara Simons, PhD Association for Computing Machinery 301 Mission Street, Unit 45D San Francisco, CA 94105</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
HOUSE ADMINISTRATION – CHAIR (2 appointments)	
<p>Gregory T. Moore President, GTM Consulting Services, LLC 14319 Gov. Lee Pl Upper Marlboro MD 20771</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years;</i></p>	<p>Lawrence Norden Deputy Director, Brennan Center for Justice Democracy Program 120 Broadway, Suite 1750 New York, NY 10271</p> <p>(b) (6)</p> <p>Appointed: 04-22-19 Expires: 04-13-23</p> <p><i>Charter renews every two years;</i></p>

<i>Appointment renews until replaced</i>	<i>Appointment renews until replaced</i>
HOUSE ADMINISTRATION – RANKING MEMBER (2 appointments)	
<p>John G. Fogarty Senior Counsel 130 E. Randolph St., Ste 3900 Chicago IL 60601</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Don Gray County Clerk 200 South Ninth St. Springfield IL 62701</p> <p>(b) (6)</p> <p>Appointed: 04-04-19 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – RANKING MEMBER (2 appointments)	
<p>James C. Dickson Co-Chair, Voting Rights Task Force National Council on Independent Living 4429 Colorado Avenue NW Washington, DC 20011</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>	<p>Mark Ritchie President MN World’s Fair Bid Committee 1813 Girard Avenue South Minneapolis MN</p> <p>(b) (6)</p> <p>Appointed: 05-08-17 Expires: 04-13-23</p> <p><i>Charter renews every two years; Appointment renews until replaced</i></p>
SENATE RULES & ADMINISTRATION COMMITTEE – CHAIR (2 appointments)	
<p>Rick Stream Republican Director of Elections St. Louis County, MO 725 Northwest Plaza Drive St. Ann, MO 63074</p> <p>(b) (6)</p> <p>Appointed: 03-17-21 Expires: 04-13-23</p> <p><i>Charter renews every two years;</i></p>	<p>Shane Schoeller Greene County Clerk 940 N. Boonville Avenue – Room 113 Springfield MO 65802</p> <p>(b) (6)</p> <p>Appointed: 04-28-15 Expires: 04-13-23</p> <p><i>Charter renews every two years;</i></p>

<i>Appointment renews until replaced</i>	<i>Appointment renews until replaced</i>
Designated Federal Officer (DFO) Assistant Designated Federal Officer (ADFO) EAC Staff Point of Contact	
Commissioner Christy McCormick Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 cmccormick@eac.gov	Tina Barton Alternate Designated Federal Officer 633 3 rd Street NW, Suite 200 Washington DC 20001 tbarton@eac.gov

NOTE: *The appointment expiration date is tied to the BOA charter renewal date. Currently there are 34 Board of Advisor Members, and 1 vacancy.*

EAC Staff Point of Contact:

Ms. Bert A. Benavides
 633 3rd Street NW, Suite 200
 Washington DC 20001

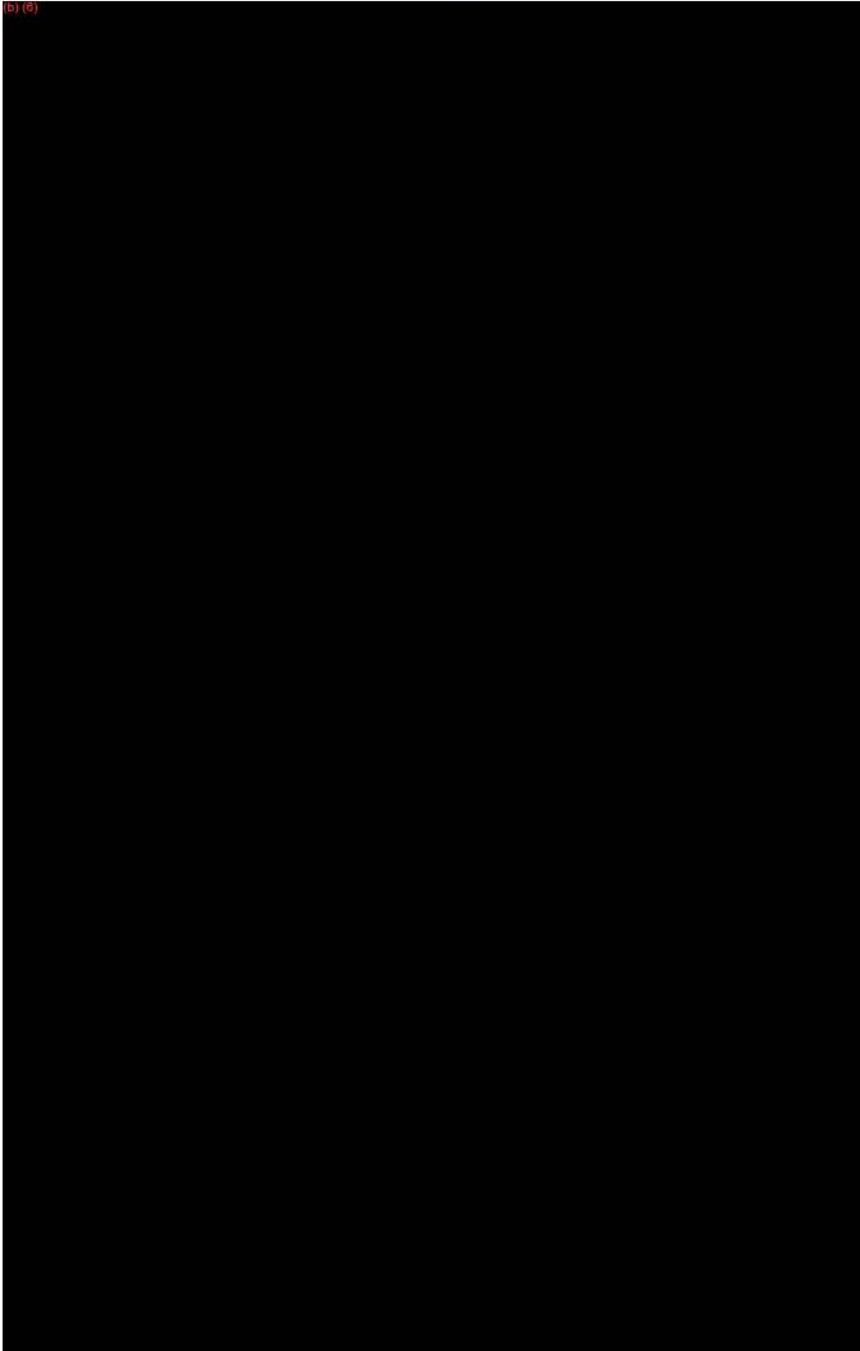




U.S. Election Assistance Commission

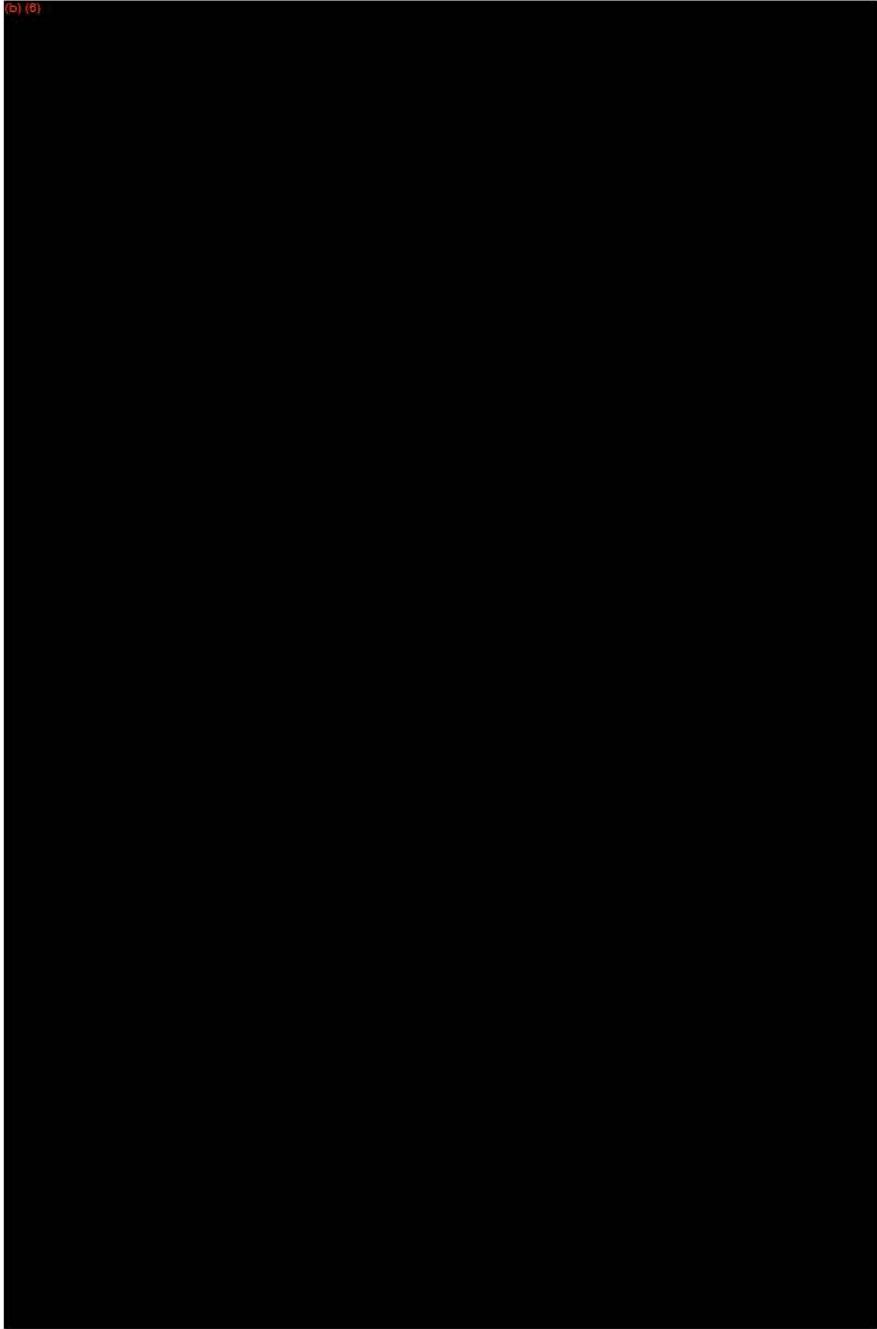
**U.S. Election Assistance Commission
Board of Advisors
Revised 5-03-21**

BOA member group E-mail list (incl assts) – listed in order of roster organizations:



Revised 5-03-21

(b) (6)



cmccormick@eac.gov

tbarton@eac.gov

thermann@eac.gov

(b) (6)



Revised 5-03-21

From: Bert Benavides (b) (6)
Sent on: Monday, April 26, 2021 8:34:35 PM
To: mbrunner (b) (6); srahmeyer (b) (6); Kevin Bratcher (b) (6);
daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily
Dawson (b) (6); jim.condos (b) (6); Eric
Covey (b) (6); reynolds (b) (6); kingram (b) (6);
linda.lamone (b) (6); Amy Cohen (b) (6);
nikki.charlson (b) (6); rhatch (b) (6);
Alysoun<Alysoun.Mclaughlin (b) (6)>; howard (b) (6);
tmattice (b) (6); dlogan (b) (6); mwinn (b) (6);
Neal.kelley (b) (6); myaki (b) (6); michael (b) (6);
dkladney (b) (6); mguthrie (b) (6); Patrick Cannon
(secondary) (b) (6); Patrick Cannon (b) (6); Bruce
Bailey (b) (6); Richard Pilger (b) (6); Chris
Herren (b) (6); David Beime (b) (6);
stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah
Johnson (b) (6); simons (b) (6); Gregory
Moore (b) (6); gregmoore (b) (6); norden (b) (6);
jfogarty (b) (6); Don Gray (b) (6);
donaldmarkritchie (b) (6); Rick Stream (b) (6);
sschoeller (b) (6); Christy McCormick<cmccormick@eac.gov>; Tina
Barton<TBarton@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Bert
Benavides (b) (6)>
CC: Robin Sargent<rsargent@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin
Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>
Subject: EAC BOA revisions as of 4-26-21
Attachments: BOA - 2021 Roster Contact Info with Emails Rev. 4-26-21.doc (100 KB), BOA - 2021 Roster,
Emails Only, Rev. 4-26-21.doc (165.5 KB)

Hello, all. As always, hope everyone is well and staying safe. Updates to the April 26, 2021 Roster and BOA Email group list:

Changes in the BOA roster, effective 4-26-21, include the following:

- **EAC Commissioner/BOA DFO Christy McCormick confirmed as the newly Designated Federal Officer for the Board of Advisors, replacing current EAC Vice-Chair Thomas Hicks**
- **ADFO Tina Barton: Inclusion as the Alternate Designated Federal Officer**
- **BOA Board Member Mark Ritchie: Correction as advised on 4-24-21 by Mark Ritchie re email address**

Also included is the group email address list for the BOA members (and when equested, their representatives).

Let me know if you have any questions, and thank you.

Ms. Bert Benavides

(b) (6)

From: <michael (b) (6)>
Sent on: Thursday, April 29, 2021 10:11:23 PM
To: Kevin Rayburn<KRayburn@eac.gov>; myak (b) (6); Tina Barton<TBarton@eac.gov>; Sarah Johnson (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)>; Christy McCormick<cmccormick@eac.gov>; Mona Harrington<mharrington@eac.gov>
CC: Amanda Joiner<AJoiner@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>; Robin Sargent<rsargent@eac.gov>; Bert Benavides (b) (6)
Subject: RE: Board of Advisors Meeting Key Deadlines

When did Neal's term expire and if I appointed someone to replace him, when would that term end?

Thanks!

Michael

MICHAEL YAKI CONSULTING

This email and any files or attachments transmitted with it may contain privileged or otherwise confidential information. If you are not the intended recipient, or believe that you may have received this communication in error, please advise the sender via reply email and immediately delete the email you received.

From: Kevin Rayburn <KRayburn@eac.gov>
Sent: Thursday, April 29, 2021 1:09 PM
To: myak (b) (6); Tina Barton <TBarton@eac.gov>; michae (b) (6); Sarah Johnson (b) (6); Alysoun <Alysoun.Mclaughlin (b) (6)>; Christy McCormick <cmccormick@eac.gov>; Mona Harrington <mharrington@eac.gov>
Cc: Amanda Joiner <AJoiner@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Robin Sargent <rsargent@eac.gov>; Bert Benavides (b) (6)
Subject: RE: Board of Advisors Meeting Key Deadlines

Good Afternoon,

BOA has two appointments on the TGDC:

Linda Lamone (Term Expires Feb 6, 2022)

Neal Kelley(Holdover Status)

Sincerely,

Kevin Rayburn|General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Michael Yaki <(b) (6)>
Sent: Tuesday, April 27, 2021 12:41 PM
To: Kevin Rayburn <KRayburn@eac.gov>; Tina Barton <TBarton@eac.gov>; michae (b) (6); Sarah Johnson <(b) (6)>; Alysoun <Alysoun.Mclaughlin (b) (6)>; Christy McCormick <cmccormick@eac.gov>; Mona Harrington <mharrington@eac.gov>
Cc: Amanda Joiner <AJoiner@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Robin Sargent <rsargent@eac.gov>; Bert Benavides <(b) (6)>
Subject: Re: Board of Advisors Meeting Key Deadlines

Kevin

I also asked about what appointments from the BOA are holdovers and could be subject to a new appointment, ie, TGDC, etc.

From: Kevin Rayburn <KRayburn@eac.gov>
Sent: Friday, April 23, 2021 6:27:21 PM
To: Tina Barton; michae (b) (6); Michael Yaki; Sarah Johnson; Alysoun; Christy McCormick; Mona Harrington
Cc: Amanda Joiner; Tyler Herrmann; Robin Sargent; Bert Benavides
Subject: [EXTERNAL] Board of Advisors Meeting Key Deadlines

Good Afternoon Board of Advisors Officers,

Following up on the request during our video conference call last Thursday, below please find key deadlines related to our June 23, 2021 Annual Meeting. Chair Yaki, I will follow this email with another to you that contains the meeting notice and officer solicitation for you to send to the full board.

BOA Annual Meeting: June 23, 2021

- Notice of meeting required at least 60 days before the meeting [Art VI(G)]: **April 24, 2021**

Officer Elections:

- Solicit nominations for officers no later than 60 days prior to Annual Meeting [Art IV(C)(1)(a)]: **April 24, 2021**
 - o Says sent by Election Certification Committee, but sending on their behalf would be appropriate given the short timeframe. Returned to DFO or DFO's designee.
- Nominations must be returned (to DFO or DFO's designee) no later than 30 days prior to Annual Meeting [Art IV(C)(1)(c)]: **May 24, 2021**
- DFO notified Advisory Board of nominees no later than 15 days prior to Annual Meeting [Art IV(C)(1)(d)]: **June 8, 2021**
- If an officer position receives no nomination by the deadline, nomination may be made from the floor at the Annual Meeting [Art IV(C)(1)(e)]:

Bylaws:

- Proposed bylaws changes must be submitted to the DFO no later than 45 days prior to the meeting and the DFO will send to the Bylaws Committee for consideration [Art IX(B)]: **May 9, 2021**
- Bylaws Committee submits proposed bylaws changes to the membership no later than 30 days prior to the meeting [Art IX(C)]: **May 24, 2021**

I hope you have a wonderful weekend,

Kevin Rayburn|General Counsel
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200 | Washington, DC 20001
www.eac.gov

From: Condos, Jim <(b) (6)>

Sent on: Saturday, April 24, 2021 12:20:15 PM

To: michael (b) (6); mbrunner (b) (6); srahmeyer (b) (6); Kevin Bratcher (b) (6); daniel.ivey-soto (b) (6); Iveysoto (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); Eric Covey (b) (6); kingram (b) (6); linda.lamone (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun <Alysoun.Mclaughlin (b) (6)>; howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); dkladney (b) (6); mguthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herrero (b) (6); David Beime (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson <(b) (6)>; simons (b) (6); Gregory Moore <(b) (6)>; gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); mark.ritchie (b) (6); donaldmarkritchie (b) (6); Rick Stream (b) (6); sschoeller (b) (6); Christy McCormick <cmccormick@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tina Barton <TBarton@eac.gov>; Bert Benavides <(b) (6)>; Robin Sargent <rsargent@eac.gov>; Tyler Herrmann <THerrmann@eac.gov>; Benjamin Hovland <bhovland@eac.gov>; Thomas Hicks <thicks@eac.gov>; Donald Palmer <dpalmer@eac.gov>

CC: Kevin Rayburn <KRayburn@eac.gov>; Mona Harrington <mharrington@eac.gov>; Tina Barton <TBarton@eac.gov>

Subject: RE: Board of Advisors Meeting Save the Date (June 23) and Solicitation for Executive Officer Nominations

Thanks Michael for the heads up - I notice there is no time listed. But I do have a slight conflict on that date. I have a previously scheduled important meeting (that I cannot change) from 1030 - 130 - hopefully the timing will work. And VERY IMPORTANTLY... I raise an important "elephant in the room" issue... Post-election audits are an important tool and best practice to support confidence in our elections process. My position is that every state should be conducting post-general election audits with a high degree of statistical confidence. Post 2020 GE, the confidence in our elections process has been attacked repeatedly and confidence deteriorating - ALL because of persistent, and relentless mis/disinformation by some of our elected leaders which has permeated the general public and social media sites. I am very concerned about the issue of inexperienced and frankly partisan election audits. I know that the NV SoS (R) recently stated a concern of some of these "vendors" approaching County Elections (bypassing State officials) to offer "free" election audits. I really hate to wait until June - but am not sure what we can or should do. And AZ (with a D SoS) is undergoing this weekend an audit by a partisan firm with a very targeted approach and what appears to be not following proper procedures and transparency or allowing public observation. I believe strongly that this is an issue the EAC needs to become involved with... AND QUICKLY!!!! Let's not put our heads in the sand and ignore this issue thinking it will just go away.

Jim Condos

Secretary of State
State of Vermont

Please note that my email address has changed to: (b) (6)

P: (b) (6)
sos.vermont.gov
[Facebook](#) | [Twitter](#)
128 State Street
Montpelier, VT 05633

AMERICAN
OVERSIGHT

EAC-21-1813-A-000344

Notice: By Vermont's public records law, emails (and other documents) acquired/created by a government agency are considered public records and subject to disclosure, unless specifically excluded by the Public Records Act.

From: michae (b) (6) <michae (b) (6)>
Sent: Friday, April 23, 2021 9:29 PM
To: mbrunner (b) (6); srahmeyer (b) (6); kybratcher (b) (6); daniel.ivey-soto (b) (6); lveysoto (b) (6); paul.pate (b) (6); emily.dawson (b) (6); Condos, Jim (b) (6); Covey, Eric (b) (6); kingram (b) (6); linda.lamone (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun.McLaughlin (b) (6); howard (b) (6); tmattice (b) (6); Dlogan (b) (6); mwinn (b) (6); neal.kelley (b) (6); myak (b) (6); michae (b) (6); dkladney (b) (6); mguthrie (b) (6); pat.cannon (b) (6); cannon (b) (6); bailey (b) (6); richard.pilger (b) (6); chris.herron (b) (6); david.e.beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah.Johnson (b) (6); simons (b) (6); gregorytmoore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); don.gray (b) (6); james.charles.dickson (b) (6); mark.ritchie (b) (6); donaldmarkritchie (b) (6); rstream (b) (6); sschoeller (b) (6); CMcCormick@eac.gov; mharrington@eac.gov; TBarton@eac.gov; bbenavides (b) (6); rsargent@eac.gov; THerrmann@eac.gov
Cc: 'Kevin Rayburn' <KRayburn@eac.gov>; 'Mona Harrington' <mharrington@eac.gov>; TBarton@eac.gov
Subject: Board of Advisors Meeting Save the Date (June 23) and Solicitation for Executive Officer Nominations
Importance: High

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Dear EAC Board of Advisors Member:

Save The Date of June 23rd for the Board of Advisors (BOA) virtual annual meeting. The Election Assistance Commission (EAC) will be sending you more detailed meeting information soon.

Bylaw Changes Due in just over 2 weeks: Proposed bylaws changes must be submitted to the DFO no later than 45 days prior to the meeting and the DFO will send to the Bylaws Committee for consideration [Art IX(B)]: May 9, 2021. In case any of you have a hankering for structural reform.

On behalf of the BOA Election Certification Committee, this email is to seek nominations for the three BOA executive officer positions: Chair, Vice Chair, and Secretary. Executive board officers serve for one-year terms running from annual meeting to annual meeting and cannot serve more than two consecutive terms. The current executive officers are:

Chair: Michael Yaki (that's me) (Term Limited) (No intention of changing bylaws to remove term limits)
Vice Chair: Sarah Ball Johnson
Secretary: Alysoun McLaughlin (Term Limited)(for this position only)

Individual elections for each executive office will be held at the annual meeting with the winner decided by plurality vote. Attached is the nomination form, the Board of Advisors bylaws (which lay out the duties of each executive officer position), and the current Board of Advisors roster.

If you wish to nominate yourself or someone else from the list provided (please secure the nominee's approval prior to submitting), you must fill out the nomination form and return it to Kevin Rayburn, EAC General Counsel and Committee Management Officer, by **5:00 p.m. Eastern Time Monday, May 24, 2021**. Kevin Rayburn's email is krayburn@eac.gov. Nomination forms received after the deadline will not be considered.

As I hope you have seen, the executive officers can help shape the role of the Board of Advisors. As election reform and election security take center stage, the role of the Board is more important than

ever. Please give this nomination process your thoughtful consideration.

Best regards,

Michael

MICHAEL YAKI

Chair, Board of Advisors

U.S. Election Assistance Commission

From: Kevin Rayburn<KRayburn@eac.gov>

Sent on: Wednesday, March 31, 2021 5:49:01 PM

To: Brunner, Margare (b) (6); srahmeyer (b) (6); Sen
Bernier (b) (6); Senator (b) (6); paul.pate (b) (6)
Emily Dawson (b) (6); jim.condos (b) (6); Eric
Covey (b) (6); reynolds (b) (6); kingram (b) (6)
linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6)
rhatch (b) (6); Alysoun<Alysoun.Mclaughlin (b) (6)
howard (b) (6); tmattice (b) (6); dlogan (b) (6)
mwinn (b) (6); Neal.kelley (b) (6); /o=ExchangeLabs/ou=Exchange Administrative
Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=fb0b18ebadb2412db9d416ad680d3e8a-
myak (b) (6); michael (b) (6); dkladney (b) (6)
mguthrie (b) (6); Patrick Cannon (b) (6); Patrick
Cannon (b) (6); Bruce Bailey (b) (6); Chris
Herren (b) (6); David Beirne (b) (6)
stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah
Johnson (b) (6); simons (b) (6); Gregory
Moore (b) (6); gregmoore (b) (6); norden (b) (6)
jfogarty (b) (6); Don Gray (b) (6);
james.charles.dickson (b) (6); donaldmarkritchie (b) (6); donaldmarkritchie (b) (6)
niendick (b) (6); sschoeller (b) (6)

CC: Mona Harrington<mharrington@eac.gov>; Donald Palmer<DPalmer@eac.gov>; Thomas
Hicks<THicks@eac.gov>; Christy McCormick<CMcCormick@eac.gov>; Benjamin
Hovland<bhovland@eac.gov>; Robin Sargent<rsargent@eac.gov>; Bert
Benavides (b) (6); Tyler Herrmann<THerrmann@eac.gov>; Phillip
Olaya<POlaya@eac.gov>

Subject: New EAC Board of Advisors Designated Federal Officer

Good Afternoon Board of Advisors Members,

The EAC has approved the new assignments of Designated Federal Officers (DFOs) for the EAC's advisory boards. As a reminder, federal law and the advisory board charters require the EAC to appoint a DFO to each advisory board that attends all official meetings and approves the meeting agenda. **The new DFO for the Board of Advisors is Commissioner McCormick.** This change was approved by a vote on March 17th and is effective immediately. Going forward, it is anticipated that DFO assignments will rotate yearly. For your awareness, the new DFO for the Standards Board is Commissioner Hovland, and the new DFO for the Technical Guidelines Development Committee is EAC Chairman Palmer.

Sincerely,

Kevin Rayburn
General Counsel
Advisory Committee Management Officer
U.S. Election Assistance Commission
Mobile: (b) (6)

From: Bert Benavides<(b) (6)>
Sent on: Monday, March 29, 2021 6:29:16 PM
To: jim.condos (b) (6)
CC: myaki (b) (6); Thomas Hicks<thicks@eac.gov>; Christy McCormick<cmccormick@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Robin Sargent<rsargent@eac.gov>; michael (b) (6); Phillip Olaya<POlaya@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>
Subject: FYI to VT Secy Condos: CANCELLED: EAC Bd. of Advisors - SAVE THE DATE, March 31, 2021 @ 2:00 PM EST

Hi, Mr. Secretary. In response to your inquiry today, March 29, about the previously scheduled 3-31-21 meeting and whether it was moving forward, I am forwarding the cancellation notice sent on February 24th. The next meeting date is TBD. Take care, and my best.

Ms. Bert Benavides

From: Condos, Jim (b) (6)
Sent: Wednesday, February 24, 2021 2:58 PM
To: Bert Benavides (b) (6); Brunner, Margaret (b) (6); srahmeyer (b) (6); Sen Bernier (b) (6); Senator (b) (6); paul.pate@sos.iowa.gov <paul.pate@sos.iowa.gov>; Emily Dawson <emily.dawson@sos.iowa.gov>; Eric Covey <eric.covey@vermont.gov>; reynolds@sso.org <reynolds@sso.org>; linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun (b) (6); Tina Barton (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal (b) (6); myak (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); Patrick Cannon (secondary) (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); niendick (b) (6); sschoeller (b) (6); Thomas Hicks <thicks@eac.gov>
Cc: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Phillip Olaya <POlaya@eac.gov>; Kristen Muthig <KMuthig@eac.gov>; Robin Sargent <rsargent@eac.gov>; Bob Sweeney (b) (6)
Subject: RE: CANCELLED: EAC Bd. of Advisors - SAVE THE DATE, March 31, 2021 @ 2:00 PM EST

Since Jan 25:

- You mention "As advised by Chairman Yaki, the considered topics will be folded into the annual meeting which will take place **DATE TBD in May/June 2021.**" Was this a communication to the BoA?
- Has there been any other communications re: the 3/31 meeting?
- Can someone explain why the 3/31 is canceled?

Jim Condos

Secretary of State
State of Vermont



Please note that my email address has changed to: (b) (6)

P: (b) (6)
sos.vermont.gov
Facebook | Twitter
128 State Street
Montpelier, VT 05633

Notice: By Vermont's public records law, emails (and other documents) acquired/created by a government agency are considered public records and subject to disclosure, unless specifically excluded by the Public Records Act.

From: Bert Benavides (b) (6)
Sent: Wednesday, February 24, 2021 2:47 PM
To: Brunner, Margaret (b) (6); srahmeyer (b) (6); Sen Bernier (b) (6); Senator (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); Condos, Jim (b) (6); Covey, Eric (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun <Alysoun.Mclaughlin (b) (6)>; Tina Barton (b) (6); howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); michae (b) (6); dkladney (b) (6); mguthrie (b) (6); Patrick Cannon (secondary) (b) (6); Patrick Cannon (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); u; pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); donaldmarkritchie (b) (6); niendick (b) (6); sschoeller (b) (6); Thomas Hicks <thicks@eac.gov>; Bert Benavides (b) (6)
Cc: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Phillip Olaya <POlaya@eac.gov>; Kristen Muthig <KMuthig@eac.gov>; Robin Sargent <rsargent@eac.gov>; Bob Sweeney (b) (6)

Subject: CANCELLED: EAC Bd. of Advisors - SAVE THE DATE, March 31, 2021 @ 2:00 PM EST

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Good afternoon, all. On behalf of **Vice-Chair Thomas Hicks (effective 2-24-21)** and BOA Designated Federal Officer, the March 31st virtual meeting is cancelled. As advised by Chairman Yaki, the considered topics will be folded into the annual meeting which will take place **DATE TBD in May/June 2021**. Information regarding the annual meeting will be provided as developments occur. Thank you all and take care.

Ms. Bert Benavides

(b) (6)

From: Bert Benavides
Sent: Friday, January 29, 2021 10:16 AM
To: Brunner, Margaret (b) (6); srahmeyer (b) (6); Sen Bernier <(b) (6)>; Senator (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun <Alysoun.Mclaughlin (b) (6)>; Tina Barton <(b) (6)>; tmattice (b) (6); dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); michae (b) (6); dkladney (b) (6); mguthrie (b) (6); Patrick Cannon (secondary) <(b) (6)>; Patrick Cannon (b) (6); Bruce Bailey (b) (6)

Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne <(b) (6)>; pbstark (b) (6); stark@ (b) (6); eberke (b) (6); Sarah Johnson <(b) (6)>; simons (b) (6); Gregory Moore <(b) (6)>; gregmoore (b) (6); <gregmoore (b) (6)>; norden (b) (6); ifogarty (b) (6); Don Gray <(b) (6)>; james.charles.dickson (b) (6); donaldmarkritchie (b) (6); donaldmarkritchie (b) (6); niendick (b) (6); sschoeller (b) (6)

Cc: Thomas Hicks <thicks@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Kristen Muthig <KMuthig@eac.gov>; Robin Sargent <rsargent@eac.gov>; Stephen Uyak (b) (6); Phillip Olaya <POlaya@eac.gov>

Subject: EAC Bd. of Advisors - SAVE THE DATE, March 31, 2021 @ 2:00 PM EST

On behalf of Designated Federal Officer and EAC Commissioner Thomas Hicks

Good morning, Board members. The Board of Advisors will hold a virtual meeting on Wednesday, March 31, 2021 @ 2:00 PM EST to consider the following:

- ***Review and approval of By-Law changes***
- ***Committee Structures***
- ***Resolutions regarding the 2020 Election***

Additional information will be provided closer to the meeting date.

Thank you.

Ms. Bert Benavides
(b) (6)

From: Kevin Rayburn<KRayburn@eac.gov>
Sent on: Monday, March 1, 2021 3:40:09 PM
To: (b) (6) Bert Benavides<bbenavides@eac.gov>
CC: Thomas Hicks<thicks@eac.gov>
Subject: RE: Update: Your term under CCR , not as Chair when does my term expire?

The BOA terms are pegged to the two year charter. The most recent charter was filed on April 13, 2019, so the current term of BOA members expires on April 13, 2021. Appointment/Reappointment letters are going out this week to BOA appointing authorities.

Sincerely,

Kevin Rayburn, General Counsel
U.S. Election Assistance Commission
Mobile: (202) 740-6546

From: Michael Yaki <(b) (6)>
Sent: Monday, March 1, 2021 10:35 AM
To: Bert Benavides <(b) (6)>; Kevin Rayburn <KRayburn@eac.gov>
Cc: Thomas Hicks <thicks@eac.gov>
Subject: Re: Update: Your term under CCR , not as Chair when does my term expire?

Hi, sorry I wasn't clear, this is about my app'tment to the BOA

Best regards,

Michael

MICHAEL YAKI CONSULTING

e: (b) (6)

m: (b) (6)

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On Monday, March 1, 2021, 07:34:23 AM PST, Kevin Rayburn <krayburn@eac.gov> wrote:

Mr. Yaki,

If this is in regards to chair, the term runs from annual meeting to annual meeting. So at the end of the next annual meeting, chair will transition to the chair who is elected at said annual meeting.

Kevin Rayburn, General Counsel
U.S. Election Assistance Commission
Mobile: (b) (6)

From: Bert Benavides <(b) (6)>
Sent: Monday, March 1, 2021 10:31 AM
To: michae <(b) (6)> Kevin Rayburn <KRayburn@eac.gov>
Cc: Thomas Hicks <thicks@eac.gov>
Subject: Re: Update: Your term under CCR , not as Chair when does my term expire?

Hi, Michael. Thought you were referring to your term as Chair but perhaps you are referring to your term under CCR

Michael Yaki

U.S. Commission on Civil Rights Commissioner

268 Bush Street

Suite 3333

San Francisco, CA 94104

(b) (6)

(b) (6)

Appointed: 04-28-15

Charter renews every two years; Appointment renews until replaced

From: Michael Yaki <(b) (6)>
Sent: Monday, March 1, 2021 10:14 AM
To: Bert Benavides <(b) (6)>
Subject: when does my term expire?

Thanks!

Best regards,

Michael

MICHAEL YAKI CONSULTING

e: (b) (6)

m: (b) (6)

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From: Bert Benavides<(b) (6)>
Sent on: Thursday, February 25, 2021 9:06:24 PM

To: Brunner, Margaret<(b) (6)>; srahmeyer<(b) (6)>; Sen
Bernier<(b) (6)>; Senator<(b) (6)> paul.pate<(b) (6)>
Emily Dawson<(b) (6)>; jim.condos<(b) (6)> Eric
Covey<(b) (6)>; reynolds<(b) (6)>
linda.lamone@<(b) (6)>; Amy Cohen<(b) (6)> nikki.charlson<(b) (6)>
rhatch<(b) (6)>; Alysoun<Alysoun.Mclaughlin<(b) (6)> Tina
Barton<(b) (6)>; howard<(b) (6)> tmattice<(b) (6)>;
dlogan<(b) (6)>; mwinn<(b) (6)>; Neal.kelley<(b) (6)>; myak<(b) (6)>
michael<(b) (6)>; dkladney<(b) (6)>; mguthrie<(b) (6)>; Patrick Cannon
(secondary)<(b) (6)>; Patrick Cannon<(b) (6)>; Bruce
Bailey<(b) (6)>; Richard Pilger<(b) (6)>; Chris
Herrn<(b) (6)>; David Beirne<(b) (6)>;
stark<(b) (6)>; pbstark<(b) (6)> eberke<(b) (6)>; Sarah
Johnson<(b) (6)>; simons<(b) (6)> Gregory
Moore<(b) (6)>; gregmoore<(b) (6)>; norden<(b) (6)>
jfogarty<(b) (6)>; Don Gray<(b) (6)>;
james.charles.dickson<(b) (6)> donaldmarkritchie<(b) (6)> donaldmarkritchie<(b) (6)>
niendick<(b) (6)>; sschoeller<(b) (6)>; Thomas
Hicks<thicks@eac.gov>; Bert Benavides<(b) (6)>

CC: Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Kristen Muthig<KMuthig@eac.gov>; Phillip Olaya<POlaya@eac.gov>; Robin Sargent<rsargent@eac.gov>; Tyler Herrmann<THerrmann@eac.gov>

Subject: EAC Commissioner Donald Palmer Begins Term as Chairman

Hello Board Members,

Yesterday the EAC announced Commissioner Donald Palmer began his year-long term as Chairman of the EAC. Commissioner Thomas Hicks began his term as Vice Chairman. The press release is on [the website](#) and the text is included below.

PRESS RELEASE

February 24, 2021

Donald Palmer Begins Term as EAC Chairman

WASHINGTON, DC – Today, Commissioner Donald Palmer began his year-long term as Chairman of the U.S. Election Assistance Commission (EAC). Chairman Palmer will continue to serve alongside newly-elected EAC Vice Chairman Thomas Hicks, and EAC Commissioners Christy McCormick and Ben Hovland.

“Since joining the EAC, I have had the honor of visiting with state and local election officials from across the country to learn more about the work they are doing to conduct secure, accurate, and transparent elections. This experience gives me great confidence in the dedicated men and women who run our elections,” said Chairman Donald Palmer. “As I take on the role of Chairman, I look forward to working with the other Commissioners to ensure the EAC prioritizes a positive voter experience, build trust in the nation’s voting systems, and better serve election officials by offering resources that increase professional training in election administration across the country.”

Chairman Palmer identified the following areas he would like to build on as priorities for the agency in the coming year, including:

- Building a voluntary election system testing program for non-voting technology to increase the security of election systems.
- Increasing EAC’s initiatives regarding accessibility for voters with disabilities. This includes increased resources and staff dedicated to accessibility.
- Developing additional enhanced training opportunities for election officials and workers. This includes cybersecurity training and other election administration competencies.

Chairman Palmer is replacing Commissioner Ben Hovland as Chair of the EAC Commissioners.

"It was an honor to serve as Chairman of the EAC over the past year. A few weeks after I started my term, we realized 2020 was not going to be just a normal presidential election year. I am very proud of all that we were able to accomplish, particularly with the added challenges presented by the pandemic. Over the last year, the

EAC supported the administration of \$425 million in 2020 HAVA security grants as well as \$400 million in CARES Act grants. The EAC Commissioners unanimously approved the Voluntary Voting System Guidelines 2.0, paving the way for next generation of voting systems across the country. We also hosted many virtual events, instituted National Poll Worker Recruitment Day, and secured increased funding for agency operations," said previous Chairman, Commissioner Ben Hovland. "2020 was one of the most challenging election years in recent history. I look forward to continuing to work alongside my fellow commissioners and the EAC staff as we work to improve election administration for the coming year and beyond."

[About Chairman Donald Palmer](#)

[About Vice Chair Thomas Hicks](#)

From: Michael Yaki<(b) (6)>
Sent on: Saturday, February 6, 2021 12:42:46 AM

To: srahmeyer (b) (6); Sen Bernier (b) (6);
Senator (b) (6); paul.pate (b) (6); Emily Dawson (b) (6);
jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6);
kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6);
nikki.charlson (b) (6); rhatch (b) (6);
Alysoun (b) (6); Alysoun.Mclaughlin (b) (6); Tina
Barton (b) (6); howard (b) (6); tmattice (b) (6);
dlogan (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6);
michael (b) (6); dkladney (b) (6); mguthrie (b) (6); Patrick Cannon
(b) (6); Patrick Cannon (b) (6); Bruce
Bailey (b) (6); Richard Pilger (b) (6); Chris
Herren (b) (6); David (b) (6);
stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah
Johnson (b) (6); simons (b) (6); Gregory
Moore (b) (6); gregmoore (b) (6); norden (b) (6);
jfogarty (b) (6); Don Gray (b) (6);
james.charles.dickson (b) (6); donaldmarkritchie (b) (6); donaldmarkritchie (b) (6);
niendick (b) (6); sschoeller (b) (6); Thomas
Hicks (b) (6); thicks@eac.gov; Bert Benavides (b) (6); Margaret
Brunner (b) (6);

Subject: Withdrawal of Letter to EAC

Dear Colleagues

This is to notify you that I am withdrawing from circulation and submission the draft Letter to the EAC regarding the redlined changes to VVSG2. I am pleased that the EAC has responded with a document to address the concerns regarding the redline. While I, personally, still have concerns about the redline version of the VVSG2, the letter's intent was for individual members of the BOA to request that the Commission shed some light on the issues raised and in no small part due to the efforts of many stakeholders and members of the BOA,, they responded. Transparency is a necessary component of democracy.

As we know from our work, language, especially in procurement, matters. Small changes can have large meaning. I remain concerned about changes in the redline that might allow software, rather than physical, disabling of wireless networking devices. Software is and remains vulnerable to bad or malicious actors. It was through the distinguished and continuous vigilance of our country's cybersecurity agencies and the hard work of many of our colleagues that 2020 was a shining example of a secure, fair, and free election.

To that end, and in the spirit of always striving for betterment, I would draw your attention to 2 suggestions from experts in the cybersecurity community that would substantially allay some fears that voting systems not rely on the equivalent of "airplane mode" to ensure the integrity of voting machines.

1. In 14.2-C – Wireless communication restrictions:
Add the word "physically": to read "a system configuration process that **physically** disables wireless networking devices,

2. 14.2-E – External network restrictions:

Revert the change made in the redline that produced "A voting system must not be **configured** to:"back to "A voting system m

I thank our colleagues who were potential signatories or expressed interest in signing the now-withdrawn letter. The decision of the EAC today to release information regarding the redline version of VVSG2 was in no small part due to them and others in the election security field. Together, we all believe in the work that we do to ensure the integrity of elections in our democracy and despite some disagreement, we are all united in the belief that our voters can have confidence in the security and integrity of the ballot.

The VVSG2 has been a long, long time coming. I know that we all wish the Commission well in their coming deliberations.

Best regards,
Michael

e: (b) (6)
m: (b) (6)

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From: Phillip Olaya<POlaya@eac.gov>
Sent on: Monday, January 11, 2021 3:57:05 PM
To: srahmeyer (b) (6); Sen Bernier (b) (6);
Senator (b) (6); paul.pate (b) (6); Emily
Dawson (b) (6); jim.condos (b) (6); Eric
Covey (b) (6); reynolds (b) (6); kingram (b) (6);
linda.lamone (b) (6); Amy Coher (b) (6);
nikki.charlson (b) (6); rhatch (b) (6);
Alysoun<Alysoun.Mclaughlin (b) (6)>; Tina
Barton (b) (6); howard (b) (6);
tmattice (b) (6); dlogar (b) (6); mwinn (b) (6);
Neal.kelley (b) (6); myaki (b) (6); michael (b) (6);
dkladnev (b) (6); mguthrie (b) (6); pat.cannon (b) (6); cannon@ (b) (6);
Bruce Bailey (b) (6); Richard
Pilger (b) (6); Chris Herren (b) (6); David
Beirne (b) (6); stark (b) (6); pbstark (b) (6);
eberke (b) (6); Sarah Johnson (b) (6);
simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6);
norden (b) (6); ifogarty (b) (6); Don
Gray (b) (6); james.charles.dickson (b) (6);
donaldmarkritchie (b) (6); donaldmarkritchie (b) (6);
niendick (b) (6); sschoelle (b) (6); jms.mcleod (b) (6);
Thomas Hicks<thicks@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kristen
Muthig<KMuthig@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Stephen
Uyak (b) (6); Amanda Joiner<AJoiner@eac.gov>; Robin
Sargent<rsargent@eac.gov>; Bert Benavides (b) (6); Benjamin
Hovland<bhovland@eac.gov>
Subject: EAC Board of Advisors Quarterly Conference Call
Attachments: BOA Quarterly Conference Call Meeting Agenda 01-13-2021.docx (182.54 KB)

Good morning,
Please find attached an agenda for Wednesday's quarterly conference call. Below is the information to connect via Zoom. Please do not share the Zoom meeting information. As a reminder, the call will be livestreamed on the [EAC's YouTube page](#), which anyone may access.
Many thanks.

PLEASE DO NOT SHARE

Topic: Board of Advisors Quarterly Conference Call

Time: Jan 13, 2021 02:00 PM Eastern Time (US and Canada)

Join Zoom Meeting

<https://eac-gov.zoom.us/j/89149597457>

Meeting ID: 891 4959 7457

Passcode: (b) (6)

+13017158592,,89149597457# US (Washington D.C)

+19292056099,,89149597457# US (New York)

Dial by your location

+1 301 715 8592 US (Washington D.C)

+1 929 205 6099 US (New York)

+1 312 626 6799 US (Chicago)

+1 346 248 7799 US (Houston)

+1 669 900 6833 US (San Jose)

+1 253 215 8782 US (Tacoma)

888 788 0099 US Toll-free

877 853 5247 US Toll-free

Meeting ID: 891 4959 7457

Find your local number: <https://eac-gov.zoom.us/j/keoN7axG46>

From: Condos, Jim<Jim.Condos@vermont.gov>

Sent on: Wednesday, January 6, 2021 6:38:52 PM

To: Phillip Olaya<POlaya@eac.gov>; jmcleod [redacted]; srahmeyer [redacted]; Sen Bernier [redacted]; Senator [redacted]; paul.pate [redacted]; Emily Dawson [redacted]; Eric Covey [redacted]; reynolds [redacted]; kingram [redacted]; linda.lamone [redacted]; Amy Cohen [redacted]; nikki.charlson [redacted]; rhatch [redacted]; Alysoun<Alysoun.Mclaughlin [redacted]>; Tina Barton [redacted]; howard [redacted]; tmattice [redacted]; dlogan [redacted]; mwinn [redacted]; Neal.kelley [redacted]; myak [redacted]; michael [redacted]; dkladney [redacted]; mguthrie [redacted]; pat.cannon [redacted]; cannon [redacted]; Bruce Bailey [redacted]; Richard Pilger [redacted]; Chris Herren [redacted]; David Beirne [redacted]; stark [redacted]; pbstark [redacted]; eberke [redacted]; Sarah Johnson [redacted]; simons [redacted]; Gregory Moore [redacted]; gregmoore [redacted]; norden [redacted]; jfogarty [redacted]; Don Gray [redacted]; james.charles.dickson [redacted]; donaldmarkritchie [redacted]; donaldmarkritchie [redacted]; niendick [redacted]; sschoeller [redacted]; Thomas Hicks<thicks@eac.gov>; Bert Benavides [redacted]

CC: Thomas Hicks<thicks@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kristen Muthig<KMuthig@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Stephen Uyak [redacted]; Amanda Joiner<AJoiner@eac.gov>; Robin Sargent<rsargent@eac.gov>; Bert Benavides [redacted]

Subject: RE: EAC Board of Advisors Quarterly Conference Call

I am planning on attending UNLESS the legislature calls me to testify – I gaveled the VT Leg in opening its biennium today.

It has been a little over 4 months since our BoA election of officers. Below is an email from asking for our input on our priorities.

I am curious:

- What were the results of this survey?
- What has occurred since?
- Have there been any committees set up to review and pursue?
- Have there been any BoA committee/subcommittee meetings held since September 2020.

Jim Condos

Secretary of State
State of Vermont

Please note that my email address has changed to: [redacted]

P: [redacted]
sos.vermont.gov
[Facebook](#) | [Twitter](#)
128 State Street
Montpelier, VT 05633

Notice: By Vermont's public records law, emails (and other documents) acquired/created by a government agency are considered public records and subject to disclosure, unless specifically excluded by the Public Records Act.

From: Phillip Olaya <POlaya@eac.gov>
Sent: Tuesday, January 5, 2021 6:37 PM
To: jmcleod [redacted]; srahmeyer [redacted]; Sen Bernier < [redacted]>
Senator [redacted]; paul.pate [redacted]; Emily Dawson [redacted]; Condos, Jim [redacted]; Covey, Eric [redacted]; reynolds [redacted]; kingram [redacted]



linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6);
Alysoun <Alysoun.Mclaughlin (b) (6)>; Tina Barton (b) (6);
howard (b) (6); tmattice (b) (6); dlogan (b) (6); mwinn (b) (6);
Neal.kelley (b) (6); myak (b) (6); michae (b) (6); dkladney@ (b) (6);
mguthrie (b) (6); pat.cannon (b) (6); cannon (b) (6); Bruce Bailey (b) (6);
Richard Pilger <(b) (6)>; Chris Herren <(b) (6)>; David Beirne
>; stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson
(b) (6); simons (b) (6); Gregory Moore (b) (6);
gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray
(b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6);
donaldmarkritchie (b) (6); niendick (b) (6); sschoeller (b) (6); Thomas Hicks
<thicks@eac.gov>; Bert Benavides (b) (6)

Cc: Thomas Hicks <thicks@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kristen Muthig <KMuthig@eac.gov>;
Kevin Rayburn <KRayburn@eac.gov>; Stephen Uyak (b) (6); Amanda Joiner <AJoiner@eac.gov>; Robin
Sargent <rsargent@eac.gov>; Bert Benavides (b) (6)

Subject: EAC Board of Advisors Quarterly Conference Call

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Good evening,

As a reminder, the BOA Quarterly Conference Call is next Wednesday, January 13, 2021 at 2:00 PM EST. **Please let me know if you intend to participate by this Thursday, January 7, 2021 at 8:00 PM EST.**

Zoom invitation, instructions, and Draft Agenda will be provided later this week. If you have any questions, please don't hesitate to contact me. Thank you.

--
Phillip A. Olaya, Special Counsel
U.S. Election Assistance Commission
633 3rd Street, NW, Suite 200
Washington, DC 20001

(b) (6)
polaya@eac.gov

From: Michael Yaki <(b) (6)>
Sent: Thursday, September 3, 2020 12:59 PM
To: srahmeyer (b) (6); Sen. Bernier (b) (6); Senator (b) (6); paul.pate (b) (6);
emily.dawson (b) (6); Condos, Jim (b) (6); Covey, Eric (b) (6);
reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); acohen (b) (6);
nikki.charlson (b) (6); rhatch (b) (6); Alysoun.Mclaughlin (b) (6);
bartont (b) (6); howard (b) (6); tmattice@ (b) (6); Dlogan (b) (6);
mwinn (b) (6); neal.kelley (b) (6); myak (b) (6); michae (b) (6); dkladney (b) (6);
mguthrie (b) (6); sachin.pavithran (b) (6); bailey (b) (6); richard.pilger (b) (6);
chris.herren (b) (6); david.e.beirne (b) (6); stark (b) (6); pbstark (b) (6);
eberke (b) (6); Sarah.Johnson (b) (6); simons (b) (6); gregorytmoore (b) (6);
gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); don.gray (b) (6);
james.charles.dickson (b) (6); donaldmarkritchie (b) (6); donaldmarkritchie (b) (6);
niendick (b) (6); sschoeller (b) (6); thicks@eac.gov; bbenavides (b) (6)

Subject: Survey for enhancing BOA participation/involvement

EXTERNAL SENDER: Do not open attachments or click on links unless you recognize and trust the sender.

Dear Colleagues

Thank you again, for re-electing me as Chair.

As I promised, I want to involve each and every one of you to the full extent of your desire to participate in the Board of Advisors.

To that end, it would be helpful if you could indicate areas of elections that you have an interest in pursuing in more depth.

Here are some sample topics:

- Election Security
- Ballot Machines
- Central Office Functions
- Completion and implementation of VVSG
- Access for persons with Disabilities
- Research
- Mail-in Balloting
- Emergency Preparedness/Contingency Planning

Other: _____

If you can return by end of next week, that would be great.

Have a safe and happy Labor Day Weekend!

Best regards,

Michael

MICHAEL YAKI CONSULTING

e: (b) (6)

m: (b) (6)

From: Bert Benavides (b) (6)

Sent on: Wednesday, December 30, 2020 10:01:26 PM

To: jms.mcleod (b) (6); srahmeyer (b) (6); Sen Bernier (b) (6); Senator@ (b) (6); paul.pate (b) (6); Emily Dawson (b) (6); jim.condos (b) (6); Eric Covey (b) (6); reynolds (b) (6); kingram (b) (6); linda.lamone (b) (6); Amy Cohen (b) (6); nikki.charlson (b) (6); rhatch (b) (6); Alysoun (b) (6); Alysoun.Mclaughlin (b) (6); Tina Barton (b) (6); howard (b) (6); tmattice (b) (6); dlogar (b) (6); mwinn (b) (6); Neal.kelley (b) (6); myak (b) (6); michael (b) (6); dkladney (b) (6); mguthrie (b) (6); sachin.pavithran (b) (6); Bruce Bailey (b) (6); Richard Pilger (b) (6); Chris Herren (b) (6); David Beirne (b) (6); stark (b) (6); pbstark (b) (6); eberke (b) (6); Sarah Johnson (b) (6); simons (b) (6); Gregory Moore (b) (6); gregmoore (b) (6); norden (b) (6); jfogarty (b) (6); Don Gray (b) (6); james.charles.dickson (b) (6); donaldmarkritchie (b) (6); donaldmarkritchie (b) (6); niendick (b) (6); sschoeller (b) (6); Patrick Cannon (b) (6)

CC: Thomas Hicks<thicks@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Robin Sargent<rsargent@eac.gov>

Subject: New Year and New EAC Quarterly Newsletter

The following message is sent on behalf of EAC Commissioner Thomas Hicks, Designated Federal Officer (DFO) of the EAC Board of Advisors



Greetings from the EAC!

We hope that this email finds you well as we wrap up the holiday season and head into 2021. Election officials faced many challenges this year while administering elections during the coronavirus pandemic, and the EAC thanks you all for your hard work and dedication.

Our [last quarterly newsletter for 2020](#) is now available. Be sure to take a look at the important department updates and recaps from this past quarter! Below is a preview of some of the new content:

- Research Updates: EAVS information, and information about partnerships with Rutgers and MIT
- Cyber Access and Security Program information
- Testing and Certification Updates: VVSG 2.0 and Voting System Anomaly Reporting
- Grants and Funding updates: [HAVA Security Grant reports deadline was December 29, 2020](#)
- 2020 Clearie Award Submission Information: [the new submission deadline is January 22, 2021](#)

As we reflect on 2020 and begin a new year, we want to hear from you and other election officials. The EAC is compiling lessons learned from the 2020 elections. If you would like to share information on what went well, what challenges you faced, and other improvements and solutions from the 2020 elections, please email the EAC at clearinghouse@eac.gov with the subject line: 2020 Lessons Learned.

Have a Happy and Peaceful New Year!

[Unsubscribe](#)



From: John Mashburn (b) (6)
Sent on: Thursday, December 10, 2020 3:09:15 PM
To: Benjamin Hovland<bhovland@eac.gov>; Donald Palmer<dpalmer@eac.gov>
Subject: 4 USCCR Commissioners' Letter to EAC Regarding Board of Advisors Appointments
Attachments: 4 USCCR Commissioners' Letter to EAC Regarding BOA Appointments.pdf (237.14 KB)

Dear EAC Chairman Hovlan and Vice Chairman Palmer:

Attached is a letter from 4 Commissioners of the U.S. Commission on Civil Rights regarding EAC's enforcement of the legal requirements in its authorizing statutes for making appointments to the EAC's Board of Advisors. EAC's response should be directed to USCCR Commissioners Heriot, Kirsanow, Gilchrist and Adams who joined in signing the letter. Any questions may be directed to them, or to me at (b) (6) (or by phone at

(b) (6)
John K. Mashburn
Special Assistant
USCCR Commissioner J. Christian Adams



December 10, 2020

Chair Benjamin Hovland
Vice Chair Donald Palmer
U.S. Election Assistance Commission
633 3rd Street NW, Suite 200
Washington, DC 20001

Dear Chairman Hovland and Vice Chairman Palmer:

We write as four members of the U.S. Commission on Civil Rights, and not on behalf of the Commission as a whole, regarding enforcement of the legal requirements in EAC's authorizing statutes for making appointments to the EAC's Board of Advisors.

As you know, the Help America Vote Act of 2002 (HAVA), 52 U.S.C. 2091 et seq., created the U.S. Election Assistance Commission (EAC) and established three Advisory Boards to provide advice, guidance and support to the EAC on the development of Voluntary Voting System Guidelines. In Section 214(a), the United States Commission for Civil Rights (USCCR) *as a whole* is authorized to appoint two members of the EAC's 37-member Board of Advisors (BOA). Section 214(b) requires that "appointments shall be made to the Board of Advisors under subsection (a) in a manner which ensures that the Board of Advisors will be bipartisan in nature and will reflect the various geographic regions of the United States." [*emphasis added*].

In reviewing the USCCR's current appointees to the BOA, we note that both appointees are members of the same party -- and thus are not bipartisan as required by Section 214(b) -- and that the appointments were evidently made by the Chair of the USCCR unilaterally without approval of the USCCR as a whole. In addition to the USCCR, there are 9 other national associations authorized *as a whole* to each appoint two members to the EAC's 37-member BOA and section 214(b) requires that those appointments also be done "in a manner which ensures that the Board of Advisors will be bipartisan in nature ..."

A letter sent to the Chair of the USCCR from the EAC on February 22, 2019 (*attached*) advised the Chair that it was time for the USCCR to "reappoint" its "designated representatives" to the BOA under Section 214(a) and stated that if no new designees were appointed, then the existing representatives would continue to serve and be automatically reappointed. The letter then asked the Chair to send in a "Notice of Representation" form by March 15, 2019 -- which was less than 3 weeks later and thus provided little time for the USCCR as a whole to approve any designees. No mention is made in the EAC's letter that the appointment power under Section 214 is provided to the USCCR as a whole, and that it is not a power delegated to the USCCR Chair alone. The EAC letter to the USCCR Chair also failed to mention that Section 214(b) requires appointments made to the Board of Advisors be done "in a manner which ensures that the Board of Advisors will be bipartisan in nature ..."



Put simply, there are significant doubts that this “appointment” was actually an appointment that followed our Commission’s regular procedures for making an appointment.

In light of the unbalanced partisan way (both being of the same party) in which the current USCCR appointments were made to the BOA, we would like to know what steps, if any, the EAC takes to enforce the statutory requirements under Section 214 regarding its Board of Advisors as follows:

- a) that each of the national entities allowed to appoint members to the BOA (including the USCCR) actually approves the appointment of their representatives to the BOA *as a whole* – and that the nominal head of each entity does not make the appointments unilaterally on their own authority; and
- b) that the appointments from each national entity are made in a manner that “*ensures*” the BOA will be “bipartisan in nature.”

Sincerely,

Gail Heriot
Commissioner

Stephen Gilchrist
Commissioner

Peter Kirsanow
Commissioner

J. Christian Adams
Commissioner

Cc: Benjamin Hovland
Chair
U.S. Election Assistance Commission

Donald Palmer
Vice Chair
U.S. Election Assistance Commission

From: Bert Benavides (b) (6)
Sent on: Tuesday, November 24, 2020 4:31:23 PM
To: Bert Benavides (b) (6); michael (b) (6) myaki (b) (6); Sarah Johnson (b) (6); Alysoun <Alysoun.Mclaughlin (b) (6)>; Thomas Hicks <thicks@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Phillip Olaya <POlaya@eac.gov>
Subject: BOA Ex. Bd. Conf. Call - Dec. 02, 2020

Resent due to Calendar error. Apologies, and thanks. Have a good Thanksgiving.

Bd. of Advisors' Executive Board Monthly Conference Call

WEDNESDAY, December 02, 2020

2:00 PM Eastern

1:00 PM Central

Noon Mountain

11:00 AM Pacific

Call-in: 301-960-1839

Code: (b) (6)

DRAFT AGENDA

VVSG 2.0 Update – Executive Director Mona Harrington

From: Michael Yaki<(b) (6)>
Sent on: Wednesday, November 25, 2020 7:47:05 PM
To: Bert Benavides<(b) (6)>; jms.mcleod<(b) (6)>; srahmeyer<(b) (6)>; Sen Bernier<(b) (6)>; Senator<(b) (6)>; paul.pate<(b) (6)>; Emily Dawson<(b) (6)>; jim.condos<(b) (6)>; Eric Covey<(b) (6)>; reynolds<(b) (6)>; kingram<(b) (6)>; linda.lamone<(b) (6)>; Amy Cohen<(b) (6)>; nikki.charlson<(b) (6)>; rhatch<(b) (6)>; Alysoun<Alysoun.Mclaughlin (b) (6)>; Tina Barton<(b) (6)>; howard<(b) (6)>; tmattice<(b) (6)>; dlogan<(b) (6)>; mwinn<(b) (6)>; Neal.kelley<(b) (6)>; myak<(b) (6)>; dkladney<(b) (6)>; mguthrie<(b) (6)>; sachin.pavithran<(b) (6)>; Bruce Bailey<(b) (6)>; Richard Pilger<(b) (6)>; Chris Herren<(b) (6)>; David Beirne<(b) (6)>; stark<(b) (6)>; pbstark<(b) (6)>; eberke<(b) (6)>; Sarah Johnson<(b) (6)>; simons<(b) (6)>; Gregory Moore<(b) (6)>; gregmoore<(b) (6)>; norden<(b) (6)>; jfogarty<(b) (6)>; Don Gray<don.gray (b) (6)>; james.charles.dickson<(b) (6)>; donaldmarkritchie<(b) (6)>; donaldmarkritchie<(b) (6)>; niendick<(b) (6)>; sschoellen<(b) (6)>
CC: Thomas Hicks<thicks@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Robin Sargent<rsargent@eac.gov>
Subject: Re: EAC Change of Address

It's great to be back in the 202. A very happy and safe Thanksgiving for all and look forward to the EAC's download of the most secure election in history to the members of the BOA!

Best Regards,
Michael

MICHAEL YAKI CONSULTING
e. (b) (6)
m. (b) (6)

From: Bert Benavides <(b) (6)>
Sent: Wednesday, November 25, 2020 8:05:21 AM
To: jms.mcleod <jms.mcleod (b) (6)>; srahmeyer <(b) (6)>; Sen Bernier <(b) (6)>; Senator <(b) (6)>; paul.pate <(b) (6)>; Emily Dawson <(b) (6)>; jim.condos <(b) (6)>; Eric Covey <(b) (6)>; reynolds <(b) (6)>; kingram <(b) (6)>; linda.lamone <(b) (6)>; Amy Cohen <(b) (6)>; nikki.charlson <(b) (6)>; rhatch <(b) (6)>; Alysoun <Alysoun.Mclaughlin (b) (6)>; Tina Barton <(b) (6)>; howard <(b) (6)>; tmattice <(b) (6)>; dlogan <(b) (6)>; myak <(b) (6)>; michael <(b) (6)>; Neal.kelley <(b) (6)>; dkladney <(b) (6)>; mguthrie <(b) (6)>; sachin.pavithran <(b) (6)>; Bruce Bailey <(b) (6)>; Richard Pilger <(b) (6)>; Chris Herren <(b) (6)>; David Beirne <(b) (6)>; stark <(b) (6)>; pbstark <(b) (6)>; eberke <(b) (6)>; Sarah Johnson <(b) (6)>; simons <(b) (6)>; Gregory Moore <(b) (6)>; gregmoore <(b) (6)>; norden <(b) (6)>; jfogarty <(b) (6)>; Don Gray <(b) (6)>; james.charles.dickson <(b) (6)>; donaldmarkritchie <(b) (6)>

donaldmarkritchie (b) (6)

niendick (b) (6)

sschoeller (b) (6)

Cc: Thomas Hicks <thicks@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Robin Sargent <rsargent@eac.gov>

Subject: EAC Change of Address

Good morning, Board members. EAC is pleased to advise you that we are officially at our new office space in Washington DC. Please note the new address:

U.S. Election Assistance Commission

633 3rd Street NW, Suite 200

Washington, DC 20001

www.eac.gov

Please let me know if you have any questions, and have a very safe and happy Thanksgiving.

Thank you.

Ms. Bert Benavides

(b) (6)

From: Bert Benavides <(b) (6)>
Sent on: Tuesday, November 17, 2020 9:26:40 PM
To: myak <(b) (6)>; Sarah Johnson <(b) (6)>;
Alysoun <Alysoun.Mclaughlin@eac.gov>; Thomas Hicks <thicks@eac.gov>;
michael <(b) (6)>
CC: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Phillip Olaya <POlaya@eac.gov>
Subject: Re: BOA Ex. Bd. Mtgs - Update re new date

Okay, will calendar December 02, 2020, 2 PM Eastern after a draft agenda is fashioned. Thanks.

From: Michael Yaki <(b) (6)>
Sent: Tuesday, November 17, 2020 4:05 PM
To: Bert Benavides <(b) (6)>; myak <(b) (6)>; Sarah Johnson <(b) (6)>;
(b) (6); Alysoun <Alysoun.Mclaughlin@eac.gov>; Thomas Hicks <thicks@eac.gov>
Cc: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>; Amanda Joiner <AJoiner@eac.gov>; Phillip Olaya <POlaya@eac.gov>
Subject: Re: BOA Ex. Bd. Mtgs - Update re new date
good with me

Best regards,
Michael

MICHAEL YAKI CONSULTING

e: <(b) (6)>
m: <(b) (6)>

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On Tuesday, November 17, 2020, 12:54:33 PM PST, Thomas Hicks <thicks@eac.gov> wrote:

As it's the day before Thanksgiving I would propose that we look at December 2 to have our monthly meeting.

Thomas Hicks

Commissioner

U.S. Election Assistance Commission

1335 East West Highway, Suite 4300

Silver Spring, MD. 20910

Email: thicks@eac.gov

Phone: <(b) (6)>

Twitter: @redblue2024

Website: www.eac.gov



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From: Bert Benavides (b) (6)
Sent: Tuesday, November 17, 2020 12:41:50 PM
To: michael (b) (6); myak (b) (6); Sarah Johnson
(b) (6); Alysoun <Alysoun.Mclaughlin (b) (6)>
Cc: Thomas Hicks <thicks@eac.gov>; Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>;
Amanda Joiner <AJoiner@eac.gov>; Phillip Olaya <POlaya@eac.gov>
Subject: BOA Ex. Bd. Mtgs - Update re new date

Hi, all. Having heard from all Ex. Bd. members, the last Wednesday of the month is the preferred day for

monthly BOA Executive Board Meetings, 2 PM Eastern Time. For the next meeting, that would be Wednesday, November 25, the day before Thanksgiving. I will wait to hear from Commissioner Hicks if he would propose a different date or proceed accordingly.

Thanks, all.

(b) (6)

From: Bert Benavides
Sent on: Thursday, November 12, 2020 2:26:50 PM

To: jms.mcleod ; srahmeyer ; Sen. Bernier
Senator ; paul.pate ; emily.dawson
jim.condos ; eric.covey ; reynolds ; kingram
linda.lamone ; acohen ; nikki.charlson
rhatch ; Alysoun.McLaughlin
barton ; howard ; tmattice
dlogan ; mwinn ; Neal.kelley ; myak
michael ; dkladnev ; mguthrie
sachin.pavithran ; bailey ; richard.pilger
chris.herrera ; david.e.beirne ; stark ; pbstark
eberke ; Sarah.Johnson ; simons
gregorytmooore ; gregmoore ; norden
jfogarty ; don.gray ; james.charles.dickson
donaldmarkritchie ; donaldmarkritchie ; niendick
sschoeller

CC: Thomas Hicks<thicks@eac.gov>; Mona Harrington<mharrington@eac.gov>; Kevin Rayburn<KRayburn@eac.gov>; Amanda Joiner<AJoiner@eac.gov>; Phillip Olaya<POlaya@eac.gov>

Subject: SAVE THE DATE: EAC Bd. of Advisors Quarterly Mtg, Jan. 13, 2021

On behalf of Designated Federal Officer and EAC Commissioner Thomas Hicks

Good morning, Board members. The Board of Advisors will hold its next Quarterly Meeting on Wednesday, January 13, 2021 @ 2:00 PM EST. Further information will be provided closer to the meeting date.

Thank you.

From: <michael (b) (6)>
Sent on: Tuesday, November 10, 2020 8:11:03 PM
To: Alysoun.Mclaughlin (b) (6); Sarah.Johnson (b) (6)
CC: Thomas Hicks<thicks@eac.gov>; Bert Benavides (b) (6); myaki (b) (6) Mona Harrington<mharrington@eac.gov>; Phillip Olaya<POlaya@eac.gov>
Subject: RE: Correcting the date: Wednesday, Jan. 13 - for next BOA Quarterly Conf. call date

As do I
Michael

MICHAEL YAKI CONSULTING

e: (b) (6)
m: (b) (6)

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From: McLaughlin, Alysoun N (b) (6) >
Sent: Tuesday, November 10, 2020 11:40 AM
To: Johnson, Sarah B. (b) (6)
Cc: Thomas Hicks <thicks@eac.gov>; Bert Benavides (b) (6); michael (b) (6) (b) (6) Mona Harrington <mharrington@eac.gov>; Phillip Olaya <polaya@eac.gov>
Subject: Re: Correcting the date: Wednesday, Jan. 13 - for next BOA Quarterly Conf. call date
I support switching to Wednesday.

Sent from my iPhone

On Nov 10, 2020, at 2:17 PM, Johnson, Sarah B. <Sarah.Johnson@coloradosprings.gov> wrote:

[EXTERNAL EMAIL]

The second and fourth Monday's or Tuesday's are council meetings and will not work for me.

Sarah B Johnson
City Clerk
[30 S Nevada Ave, Ste 101](#)
[Colorado Springs, CO 80903](#)

(b) (6)

On Nov 10, 2020, at 12:13 PM, Thomas Hicks <thicks@eac.gov> wrote:

CAUTION! - External Email. Malware is most commonly spread through unknown email attachments and links. DO NOT open attachments or click links from unknown senders or unexpected email!

Moving forward—for our monthly call—will Mondays not work?
Thomas Hicks
Commissioner
U.S. Election Assistance Commission

from unknown senders or unexpected email!

Okay, so factoring your input, Wednesday, January 14, 2021 at 2:00 EST is the collective available time. Please confirm, and thank you.

From: Michael Yaki <(b) (6)>
Sent: Tuesday, November 10, 2020 12:47 PM
To: myak <(b) (6)> <(b) (6)> Sarah.Johnson <(b) (6)>
(b) (6)
Alysoun <(b) (6)>
(b) (6) >; Bert Benavides <(b) (6)>
Cc: Mona Harrington <mharrington@eac.gov>; Kevin Rayburn <KRayburn@eac.gov>
>; Thomas Hicks <thicks@eac.gov>; Phillip Olaya <POlaya@eac.gov>

Subject: Re: Pls advise - next BOA Quarterly Conf. call date?
I now have conflicts at 2EST on Mondays. I can do same time on Tuesday, or Wednesday to accommodate Sarah
Best regards,
Michael

MICHAEL YAKI CONSULTING

e: (b) (6)
m: (b) (6)

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On Tuesday, November 10, 2020, 09:21:57 AM PST, Bert Benavides <(b) (6)> wrote:

Good afternoon, all. Hope everyone is staying sane, and safe, these days. In the last Executive Board Conference call you discussed the 2nd week of January 2021, Monday, January 11 at 2:00 EST as the next possible date for the Quarterly Conference call. Before sending out the SAVE THE DATE email, is this your understanding or do you anticipate another date? As pointed out, MLK is the following Monday, January 18 and also Inauguration week. Please advise so I can send out the email to members. Thank you.

Bert Benavides
(b) (6)
|



For COVID-19 Information and resources, visit: www.montgomerycountymd.gov/COVID19