

State Board of Elections
November 16, 2022
FINAL Meeting Minutes

1 The State Board of Elections (“the Board”) meeting was held by electronic
2 communication Wednesday, November 16, 2022. In attendance: Robert Brink, Chairman; John
3 O’Bannon, Vice Chairman; Georgia Alvis-Long, Secretary, Angela Chiang, and Delegate
4 Donald Merricks, members; represented the State Board of Elections (“the Board”). Susan J.
5 Beals, Commissioner, represented the Department of Elections (“ELECT”), and Joshua Lief and
6 Travis Andrews represented the Office of the Attorney General (“OAG”). Chairman Brink called
7 the meeting to order at 3:02 P.M.

8 The first item of business was the approval of the minutes, presented by Secretary Alvis-
9 Long. Vice Chair O’Bannon moved *that the Board approve the minutes from the September 27,*
10 *2022 and November 8, 2022 Board Meeting.* Ms. Chiang seconded the motion and the motion
11 passed unanimously. A roll call vote was taken:

12 Chairman Brink – Aye

13 Vice Chair O’Bannon – Aye

14 Secretary Alvis-Long – Aye

15 Ms. Chiang – Aye

16 Delegate Merricks – Aye

17 The second item of business was the Commissioner’s Report, presented by
18 Commissioner Beals. Commissioner Beals expressed her appreciation to the 133 General
19 Registrars, their staff and the 399 Electoral Board members across the Commonwealth for their
20 hard work and dedication during the Election. The Commissioner stated that each Electoral
21 Board conducted their canvas and gave individual consideration to numerous provisional ballots
22 resulting from same day registration. Commissioner Beals stated that ELECT is required by law

23 to conduct a Risk Limiting Audit for the Election. The Commissioner stated that the Board
24 adopted the ballot polling method as the chosen method all localities will use to ensure
25 uniformity across the state.

26 Commissioner Beals informed the Board that ELECT is reviewing its list maintenance
27 practices and examining the data exchange procedures that are in place with other agencies. The
28 Commissioner stated that ELECT is preparing the Post-Election Report and plans to present it
29 during the January board meeting. Commissioner Beals advised the Board that November 17th
30 kicks off the start of the new statewide voter registration system meeting.

31 The third item of business was the Selection Races for the Risk Limiting Audits for the
32 November 2022 General Elections, presented by Karen Hoyt-Stewart, Locality Security (Voting
33 Tech) Program Manager and Rachel Lawless, Confidential Policy Advisor. *This memo is in the*
34 *Working Papers for the November 16, 2022 Meeting.* Chairman Brink conducted the random
35 selection for the Risk Limiting Audit, and House District 9 was selected. Vice Chair O'Bannon
36 moved *that the Board randomly draw a U.S House of Representative contest to determine the*
37 *participants of the risk-limiting audit required by the Code of Virginia § 24.2-671.2(C)(1).* Ms.
38 Chiang seconded the motion and the motion passed unanimously. A roll call vote was taken:

39 Chairman Brink – Aye

40 Vice Chair O'Bannon – Aye

41 Secretary Alvis-Long – Aye

42 Ms. Chiang – Aye

43 Delegate Merricks – Aye

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44 The fourth item of business was setting the risk limit, generating the random seed number
45 for risk limiting audits, and setting the dates for the risk limiting audit, presented by Karen Hoyt-
46 Stewart, Locality Security (Voting Tech) Program Manager and Claire Scott, ELECT Policy
47 Analyst. *This report is in the Working Papers for the November 16, 2022 Meeting.* Ms. Scott
48 informed the Board that she, Andrea Walker, Brian Tynes, and Avonda Turner will be rolling the
49 ten-sided dice to generate the random seed number. The seed number is
50 **01423629467479884112.**

51 Chairman Brink opened the floor to public comment. Shelley Oberlander, Kenneth
52 Vande Vrede and Ned Jones addressed the Board. Vice Chair O'Bannon moved *that the Board*
53 *set the risk limit to 10% for all RLAs performed in the Commonwealth of Virginia for the*
54 *November 2022 general election.* Ms. Chiang seconded the motion and the motion passed
55 unanimously. A roll call vote was taken:

56 Chairman Brink – Aye

57 Vice Chair O'Bannon – Aye

58 Secretary Alvis-Long – Aye

59 Ms. Chiang – Aye

60 Delegate Merricks – Aye

61 Vice Chair O'Bannon *moved that the Board generate a random seed number for*
62 *selecting ballots to be used in the risk-limiting audit, pursuant to §24.2-671.2.* Delegate Merricks
63 seconded the motion and the motion passed unanimously. A roll call vote was taken:

64 Chairman Brink – Aye

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65 Vice Chair O'Bannon – Aye

66 Secretary Alvis-Long – Aye

67 Ms. Chiang – Aye

68 Delegate Merricks – Aye

69 The fifth item of business was the VRSS recommendations regarding 2023 locality
70 Elections Security Standards, presented by Virginia Voter Registration System Security
71 Advisory Group, Arielle Schneider, Chair, and ELECT Privacy Officer. *This report is in the*
72 *Working Papers for the November 16, 2022 Meeting.* Vice Chair O'Bannon moved pursuant to
73 Virginia Code Section 2.2-3711(A)(34) that *the Board go into closed session for the purpose of*
74 *discussing voting security matters made confidential pursuant to 24.2-410.2. In accordance with*
75 *Section 2.2-3712(F), Susan Beals, Commissioner of Elections, Joshua Lief and Travis Andrews*
76 *of the Office of the Attorney General, ELECT Data Privacy Officer and VRSS Chair, and VRSS*
77 *Advisory Members Jason Corwin, John Harrison, Jeff Waters, Michael Dent, Terri Perry and*
78 *Tim Wyatt, as well as Johnathan Barbett and Franchelle Tyson, will attend the closed session*
79 *because their presence will reasonably aid the Board in its consideration of the subject of the*
80 *meeting.* Secretary Alvis-Long seconded the motion and the motion passed unanimously. A roll
81 call vote was taken:

82 Chairman Brink – Aye

83 Vice Chair O'Bannon – Aye

84 Secretary Alvis-Long – Aye

85 Ms. Chiang – Aye

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86 Delegate Merricks – Aye

87 Vice Chair O’Bannon moved *to reconvene the meeting in open session, and take a roll*

88 *call vote certifying that to the best of each member’s knowledge (i) only such public business*

89 *matters lawfully exempted from open meeting requirements under this chapter and (ii) only such*

90 *public business matters as were identified in the motion by which the closed meeting was*

91 *convened were heard or discussed by the State Board of Elections.* Delegate Merricks seconded

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

93 Chairman Brink – Aye

94 Vice Chair O’Bannon – Aye

95 Secretary Alvis-Long – Aye

96 Ms. Chiang – Aye

97 Delegate Merricks – Aye

98 Vice Chair O’Bannon moved *to adopt the revised 2023 Locality Elections Security*

99 *Standards effective December 1, 2022.* Ms. Chiang seconded the motion and the motion passed

100 unanimously. A roll call vote was taken:

101 Chairman Brink – Aye

102 Vice Chair O’Bannon – Aye

103 Secretary Alvis-Long – Aye

104 Ms. Chiang – Aye

105 Delegate Merricks – Aye

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106 Delegate Merricks moved pursuant to Virginia Code Section 2.2-3711(A)(7) that *the*
107 *Board go into closed session for the purpose of discussing pending and threatened litigation. In*
108 *accordance with Section 2.2-3712(F), Susan Beals, Commissioner of Elections, Joshua Lief and*
109 *Travis Andrews of the Office of the Attorney General, and will attend the closed session because*
110 *their presence will reasonably aid the Board in its consideration of the subject of the meeting.*

111 Ms. Chiang seconded the motion and the motion passed unanimously. A roll call vote was taken:

112 Chairman Brink – Aye

113 Vice Chair O’Bannon – Aye

114 Secretary Alvis-Long – Aye

115 Ms. Chiang – Aye

116 Delegate Merricks – Aye

117 Delegate Merricks moved to *reconvene the meeting in open session, and take a roll call*
118 *vote certifying that to the best of each member’s knowledge (i) only such public business matters*
119 *lawfully exempted from open meeting requirements under this chapter and (ii) only such public*
120 *business matters as were identified in the motion by which the closed meeting was convened*
121 *were heard or discussed by the State Board of Elections.* Ms. Chiang seconded the motion and
122 the motion passed unanimously. A roll call vote was taken:

123 Chairman Brink – Aye

124 Vice Chair O’Bannon – Aye


125 Secretary Alvis-Long – Aye

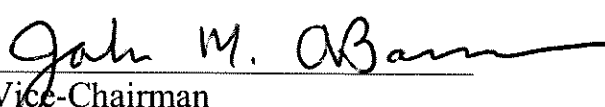
126 Ms. Chiang – Aye

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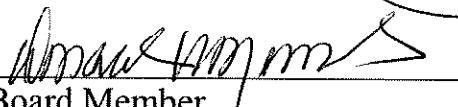
127 Delegate Merricks – Aye


128 Delegate Merricks moved *to adjourn the meeting*. Ms. Chiang seconded the motion and
129 the motions passed unanimously. The meeting adjourned at 4:58 P.M.

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131 _____
132 Chairman

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134 _____
135 Vice-Chairman

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137 _____
138 Secretary

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140 _____
141 Board Member

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143 _____
144 Board Member
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