

## BOARD MEETING

Monday, December 2, 2024 General Assembly Building Senate Room A – 3rd Floor Richmond, VA Video and Teleconference

Videoconference:

https://covaconf.webex.c om/covaconf/j.php?MTI D=mb5df5ad3f21a201149

### <u>7c84436895ale5</u>

Meeting password: 2N6PbW3eH27 <u>Teleconference:</u> 1-517-466-2023 US Toll 1-866-692-4530 US Toll-Free Access Code: 2429 302 3270

### 1:00 P.M.

SBE Board Working Papers



#### STATE BOARD OF ELECTIONS AGENDA

<u>DATE</u>: Monday, December 2, 2024 <u>LOCATION</u>: General Assembly Building 201 N. Ninth St. Richmond, VA 23219 Senate Room A – 3<sup>rd</sup> Floor <u>TELECONFERENCE</u>: +1-517-466-2023 US Toll +1-866-692-4530 US Toll Free Access code: 2429 302 3270 <u>VIDEO CONFERENCE</u>: <u>https://covaconf.webex.com/covaconf/j.php?MTID=mb5df</u> <u>5ad3f21a2011497c84436895a1e5</u> Password: 2N6PbW3eH27 <u>TIME</u>: 1:00 P.M.

#### I. CALL TO ORDER

II. APPROVAL OF MINUTES A. November 18, 2024 John O'Bannon, Chairman

Georgia Alvis-Long, Secretary

#### **III. PUBLIC COMMENT**

**IV. COMMISSIONER'S REPORT** 

Susan Beals Commissioner

#### V. CERTIFICATION OF GENERAL ELECTION NOVEMBER 5, 2024

VI. CLOSED SESSION

**VII. ADJOURNMENT** 

John Cronin Election and Registration Services Supervisor

#### Re. Entrance to the General Assembly Building

All members of the public visiting the General Assembly Building may enter the building through the doors marked public entrance on the south side of the building (Broad Street Entrance). Visitors with special needs may use the wheelchair accessible entrance.

To ensure the safety of employees and visitors, all non-credentialed visitors are required to pass through a security screening and have their personal items screened by an x-ray machine prior to entry to the building. Please note that all packages and bags are subject to physical search.

All State employees must have on his/her state ID badge on at all times while in the building. Each employee will go through the x-ray machine and follow the Expect the Check rules.

#### **Re. public comment**

Public comment will first be heard from those persons participating in person as per the sign-up list. Next, we will hear from the persons who requested to speak via chat on the WebEx. Last, we will hear from persons who provided their name and phone number to FOIA@elections.virginia.gov.

Citizens **MUST** activate their camera, with their face fully visible, before they will be given the opportunity to participate in public comment. Face coverings, which are not worn for religious reasons, are prohibited.

#### Re. limitation on individual participation in public comment

Due to the large number of persons who may wish to speak, we encourage you to be as brief as possible, with a maximum of <u>**THREE**</u> minutes per person. We also ask that you be prepared to approach the podium or unmute yourself if you hear your name announced as the next participant.

#### Re. individual requests for additional information

Citizens seeking additional information related to matters on this agenda may submit questions to <u>info@elections.virginia.gov</u>

#### **Re. How to Participate in Public Comment**

If you are a member of the public and wish to participate, you must sign up in order to be recognized to speak. Please note the following:

If you are attending in person, please ensure your name is on the sign-up list at the front door. If you are participating virtually using WebEx, sign up using the chat feature, located on the bottom right part of the WebEx application, to add your participant name.

If you are participating virtually using a phone and cannot access WebEx's chat feature, please send an email with your name and your phone number to <u>FOIA@elections.virginia.gov</u>. You will need to provide your first and last name and the phone number you've used to call in.



# Approval of Minutes

BOARD WORKING PAPERS

1	The State Board of Elections ("the Board") meeting was held on Monday,
2	November 18, 2024 in the Martha Brissette Conference Room of the Washington
3	Building in Richmond, Virginia. The meeting also offered public participation
4	through electronic communication so the remote public could view and hear the
5	meeting. In attendance: John O'Bannon, Chairman; Rosalyn R. Dance, Vice Chair;
6	Georgia Alvis-Long, Secretary; and Delegate Donald Merricks, member
7	represented the State Board of Elections ("the Board"). Matthew Weinstein,
8	member attended the meeting electronically (At 1:50 P.M.). Susan J. Beals,
9	Commissioner, represented the Department of Elections ("ELECT"), and Andrew
10	Murphy and Dennis Polio represented the Office of the Attorney General ("OAG").
11	Chairman O'Bannon called the meeting to order at 1:00 P.M.
12	The first item of business was the Approval of the Minutes from the
13	September 3, 2024 and November 5, 2024 Board Meetings, presented by Secretary
14	Alvis-Long. Secretary Alvis-Long moved that the Board approve the minutes from
15	the September 3, 2024 and November 18, 2024 Board Meetings. Vice Chair Dance
16	seconded the motion and the motion passed unanimously. A roll call vote was
17	taken:

18 Chairman O'Bannon – Aye

19 Vice Chair Dance – Aye

1

20	Secretary Alvis-Long – Aye
21	Delegate Merricks – Aye
22	Mr. Weinstein – Not in Attendance
23	Chairman O'Bannon opened the floor to public comment. Ann Grigorian
24	and John Lareau addressed the Board.
25	The second item of business was the Commissioner's Report, presented by
26	Commissioner Beals. Commissioner Beals expressed her appreciation to the 133
27	General Registrars, their staff, the 399 Electoral Board members, and the thousands
28	of Officers of Election for the 2024 Presidential Election. The Commissioner stated
29	that ELECT is currently in the post-election period as ELECT is triple checking the
30	submitted abstracts of votes. Commissioner Beals stated that ELECT will oversee
31	the risk-limiting audit of the U.S. Senate race in every locality on Wednesday,
32	November 20, 2024, and one Congressional race on Thursday, November 21, 2024
33	and Friday, November 22, 2024. The Commissioner also informed the Board that a
34	drawing will be conducted to determine which Campaign Finance accounts will be
35	reviewed starting in January.
36	The third item of business was the Risk Limiting Audit ("RLA") A.
37	Selecting a Congressional District Race for RLA; Generating the Random Seed

Number for RLA; and Setting the Risk Limit. B. Approving Local Races for RLA,

39	Setting the Risk Limit, Generating the Random Seed Number for RLA and Setting
40	the Dates for both RLAs, presented by Matthew Abell, Election Service Senior
41	Advisor and Claire Scott, ELECT Policy Analyst. This memo is in the Working
42	Papers for the November 18, 2024 Meeting. Vice Chair Dance moved that the
43	State Board of Elections randomly select a Congressional District as described in
44	the memo presented. Secretary Alvis-Long seconded the motion and the motion
45	passed unanimously. A roll call vote was taken:
46	Chairman O'Bannon – Aye
47	Vice Chair Dance – Aye
48	Secretary Alvis-Long – Aye
49	Delegate Merricks – Aye
50	Mr. Weinstein – Not in Attendance
51	Vice Chair Dance conducted the random selection for the Risk Limiting
52	Audit, and the 1st Congressional District was selected.
53	Delegate Merricks moved that the State Board of Elections direct ELECT
54	staff to generate the random seed numbers for the randomly selected
55	Congressional District race and U.S. Senate race. Vice Chair Dance seconded the
56	motion and the motion passed unanimously. A roll call vote was taken:

57	Chairman O'Bannon – Aye
58	Vice Chair Dance – Aye
59	Secretary Alvis-Long – Aye
60	Delegate Merricks – Aye
61	Mr. Weinstein – Not in Attendance
62	Ms. Scott informed the Board that Emily Mynarski will be rolling the ten-
63	sided dice to generate the random seed numbers. The U.S. Senate seed number is
64	73066516561703192962. The U.S. House seed number is
65	40634602864395692957.
66	Vice Chair Dance moved the State Board of Elections to set the risk limit to
67	10% for the Risk-Limiting Audit for the randomly selected Congressional District
68	race and U.S. Senate race for the November 2024 general election. Delegate
69	Merricks seconded the motion and the motion passed unanimously. A roll call vote
70	taken:
71	Chairman O'Bannon – Aye
72	Vice Chair Dance – Aye
73	Secretary Alvis-Long – Aye

4

- Delegate Merricks Aye 74 Mr. Weinstein – Not in Attendance 75 No local races for RLA's were requested for the Boards approval. 76 The fourth item of business was the Drawing for Campaign Finance Reports 77 and Records Review presented by Tammy Alexander, Campaign Finance 78 Compliance and Training Supervisor. This memo is in the Working Papers for the 79 November 18, 2024 Meeting. Vice Chair Dance moved to delegate the physical 80 drawing of committees for the 2024 Campaign Finance Reports and Record 81 Review to ELECT staff. Delegate Merricks seconded the motion and the motion 82 passed unanimously. A roll call vote was taken: 83 84 Chairman O'Bannon – Aye 85 Vice Chair Dance – Aye 86 Secretary Alvis-Long – Aye 87 Delegate Merricks – Aye 88
- 89 Mr. Weinstein Not in Attendance

90	Each committee name was assigned a ticket number and placed in the
91	sealed canister to be emptied into the golden drum. Vice Chair Dance, Delegate
92	Merricks and Emily Mynarski conducted the drawing. The sealed numbers on the
93	ticket canister were 1001793-09, 1001793-08, 1001793-13, and 1001793-12. The
94	tickets picked were 566-242, 566-448, 566-570, 566-155, 566-720, 566-247, 566-
95	287, 566-691, 566-673, 566-182, 566-405, 566-120, 566-238, 566-125, 566-139,
96	566-523, 566-740, 566-704, 566-328, 566-336, 566-745, 566-619, 566-314, 566-
97	136, 566-301, 566-306, 566-746, 566-625, 566-439, 566-112, 566-442, 566-154,
98	566-418, 566-257, 566-121, 566-157, 566-697, 566-531, 566-676, 566-729, 566-
99	117, 566-475, 566-628, and 566-450.
100	At 1:50 P.M., Vice Chair Dance stated pursuant to Virginia Code Section
101	2.2-3711(A)(7), I move that the Board go into closed session for the purpose of
102	discussing pending threatened litigation. In accordance with Section 2.2-3712(F),

103 Susan Beals, Commissioner of Elections, Andrew Murphy and Dennis Polio of the

104 Office of the Attorney General, and Steve Koski, ELECT Compliance Advisor will

attend the closed session because their presence will reasonably aid the Board in

106 *its consideration of the subject of the meeting.* Delegate Merricks seconded the

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

108 Chairman O'Bannon – Aye

6

Vice Chair Dance – Aye 109 Secretary Alvis-Long – Aye 110 Delegate Merricks – Aye 111 Mr. Weinstein – Not in Attendance 112 At 2:27 P.M., Delegate Merricks moved to reconvene the meeting in open 113 session, and take a roll call vote certifying that to the best of each member's 114 knowledge (i) only such public business matters lawfully exempted from open 115 meeting requirements under this chapter and (ii) only such public business matters 116 as were identified in the motion by which the closed meeting was convened were 117 heard or discussed by the State Board of Elections. Vice Chair Dance seconded the 118 motion and the motion passed unanimously. A roll call vote was taken: 119 Chairman O'Bannon – Aye 120 Vice Chair Dance – Aye 121 Secretary Alvis-Long – Aye 122 Delegate Merricks – Aye 123 Mr. Weinstein – Aye 124

125	Delegate Merricks moved to adjourn the meeting. Vice Chair Dance
126	seconded the motion and the motion passed unanimously. A roll call vote was
127	taken:
128	Chairman O'Bannon – Aye
129	Vice Chair Dance – Aye
130	Secretary Alvis-Long – Aye
131	Delegate Merricks – Aye
132	Mr. Weinstein – Aye
133	The meeting adjourned at 2:28 P.M.
134	
135	
136	Chairman
137	
138	
139	Vice Chairman
140 141	
141	Secretary
143	Secretary
144	
145	Board Member
146	
147	
148	Board Member
149	



# Public Comment

BOARD WORKING PAPERS



## Commissioner's Report

BOARD WORKING PAPERS Susan Beals Commissioner



# Certification of November 5, 2024 General Election

BOARD WORKING PAPERS John Cronin Elections and Registration Supervisor



### \* VIRGINIA \* DEPARTMENT of ELECTIONS

### Memorandum

To: Chairman O'Bannon, Vice Chair Dance, Secretary Alvis-Long, Del. Merricks, and Mr. Weinstein

From: John W. Cronin, Election and Registration Services Supervisor

Date: December 2, 2024

Re: Certification of Results for the November 5, 2024 General and Special Elections

#### **Applicable Code Sections:**

- Va. Code § 24.2-679.A. "The State Board shall meet by the first Monday in December to ascertain the results of the November election."
- Va. Code § 24.2-680 "Subject to the requirements of § 24.2-948.2, the State Board shall without delay complete and transmit to each of the persons declared to be elected a certificate of his election, certified by it under its seal of office."

#### **Background:**

- Upon completion of the election, local general registrars (GRs) entered all relevant election data into the Election Night Reporting software and the Virginia Election and Registration System (VERIS).
- In accordance with Va. Code § 24.2-671, within ten days after the election, local Electoral Boards conducted provisional ballot meetings and canvasses to ascertain and certify election results for their localities.
- Upon completion of canvass, the GRs forwarded their locality's certified Abstracts of Votes (Abstracts) and, when applicable, Write-Ins Certifications, to the Department of Elections (ELECT).
- Upon receipt of the Abstracts and Write-Ins Certifications, to ensure accuracy and completion, ELECT staff:
  - o Confirmed all required Abstracts and Write-Ins Certifications were completed and submitted.
  - Reviewed votes cast, ballots cast, and turnout comparison, using validation errors found by the Election Night Reporting software and others found by manual analysis, and asked localities to resolve and/or explain any issues identified.
  - Ran Turnout vs. Voting Credit reports and asked localities to resolve and/or explain any issues identified.
  - Compared the results listed in the Abstracts and Write-Ins Certifications to the results entered in Election Night Reporting software to ensure accuracy.

#### **Suggested Motion:**

"After reviewing the Abstracts of Votes Cast in the 2024 November General and Special Elections, I move that the Board certify the statements to be correct and sign the statements and certificates of election."

#### Offices certified by the State Board of Elections:

The 2024 November General and Special Elections included contests for:

- Thirteen Electors for President and Vice President of the United States of America
- Member, United States Senate
- All 11 Districts of the United States House of Representatives
- One Shared Constitutional Office (Commonwealth's Attorney- Emporia City and Greensville County)
- One Proposed Constitutional Amendment

The results of these races must be endorsed and subscribed on a certified statement from the State Board of Elections. Va. Code § 24.2-679.

#### **Certificates of Election certified by the State Board of Elections:**

- Thirteen Electors for President and Vice President of the United States of America
- Member, United States Senate
- All 11 Districts of the United States House of Representatives
- One Shared Constitutional Office (Commonwealth's Attorney- Emporia City and Greensville County)
- One Proposed Constitutional Amendment
- 14 Shared Town Offices (Mayors, Town Councils, Recorder)

#### The Offices certified by the State Board of Elections (SBE Certifies office and signs Certificates of Election):

#### 1. Thirteen Electors for President and Vice President of the United States of America

Democratic Party Electors for Kamala D. Harris, President and Tim Walz, Vice President-Winner

Republican Party Electors for Donald J. Trump, President and J.D. Vance, Vice President

Green Party Electors for Jill E. Stein, President and Rudolph T. Ware III, Vice President

Libertarian Party Electors for Chase R. Oliver, President and Mike ter Maat, Vice President

Independent Electors for Claudia De La Cruz, President and Karina Garcia, Vice President

Independent Electors for Cornel R. West, President and Melina Abdullah, Vice President

#### 2. Member, United State Senate

#### Timothy M. Kaine – Winner

Hung Cao

Elected by votes cast in all 133 localities in Virginia

#### 3. Member, United States House of Representatives, Congressional District One

Leslie C. Mehta

#### Robert J. Wittman-Winner

Elected by votes cast in:

Chesterfield County	James City County	Middlesex County	Westmoreland County
Essex County	King & Queen County	New Kent County	Williamsburg City
Gloucester County	King William County	Northumberland County	York County
Hanover County	Lancaster County	Poquoson City	
Henrico County	Mathews County	Richmond County	

#### 4. Member, United States House of Representatives, Congressional District Two

Missy Cotter Smasal

#### Jen A. Kiggans—Winner

Robert E. Reid, Jr.

Elected by votes cast in:

Accomack County	Franklin City	Northampton County	Suffolk City
Chesapeake City	Isle of Wight County	Southampton County	Virginia Beach City

#### 5. Member, United States House of Representatives, Congressional District Three

#### Robert C. "Bobby" Scott—Winner

John Sitka, III

Elected by votes cast in:

Chesapeake City	Newport News City	Portsmouth City
Hampton City	Norfolk City	

#### 6. Member, United States House of Representatives, Congressional District Four

#### Jennifer L. McClellan—Winner

William J. "Bill" Moher III

Elected by votes cast in:

Brunswick County	Dinwiddie County	Hopewell City	Southampton County
Charles City County	Emporia City	Petersburg City	Surry County
Chesterfield County	Greensville County	Prince George County	Sussex County
Colonial Heights	Henrico County	Richmond City	

#### 7. Member, United States House of Representatives, Congressional District Five

Gloria Tinsley Witt

#### John J. McGuire III—Winner

Elected by votes cast in:

Albemarle County	Campbell County	Goochland County	Mecklenburg County
Amelia County	Charlotte County	Halifax County	Nelson County
Amherst County	Charlottesville City	Hanover County	Nottoway County
Appomattox County	Cumberland County	Louisa County	Pittsylvania County
Bedford County	Danville City	Lunenburg County	Powhatan County
Buckingham County	Fluvanna County	Lynchburg City	Prince Edward County

#### 8. Member. United States House of Representatives, Congressional District Six

Ken L. Mitchell

#### Ben L. Cline—Winner

Robert C. "Robby" Wells, Jr.

Elected by votes cast in:

Alleghany County	Clarke County	Page County	Shenandoah County
Augusta County	Covington City	Roanoke City	Staunton City
Bath County	Frederick County	Roanoke County	Warren County
Bedford County	Harrisonburg City	Rockbridge County	Waynesboro City
Botetourt County	Highland County	Rockingham County	Winchester City
Buena Vista City	Lexington City	Salem City	

#### 9. Member, United States House of Representatives, Congressional District Seven

#### Eugene S. Vindman—Winner

Derrick M. Anderson

Elected by votes cast in:

Albemarle County	Fredericksburg City	Madison County	Spotsylvania County
Caroline County	Greene County	Orange County	Stafford County
Culpeper County	King George County	Prince William County	

#### 10. Member, United States House of Representatives, Congressional District Eight

#### Donald S. Beyer, Jr.—Winner

Jerry W. Torres

David R. Kennedy

Bentley F. Hensel

#### Elected by votes cast in:

Alexandria City	Arlington County	Fairfax County	Falls Church City	
-----------------	------------------	----------------	-------------------	--

#### 11. United States House of Representatives, Congressional District Nine

Karen G. H. Baker

#### H. Morgan Griffith—Winner

Elected by votes cast in:

Bedford County	Floyd County	Martinsville City	Russell County
Bland County	Franklin County	Montgomery County	Scott County
Bristol City	Galax City	Norton City	Smyth County
Buchanan County	Giles County	Patrick County	Tazewell County
Carroll County	Grayson County	Pulaski County	Washington County
Craig County	Henry County	Radford City	Wise County
Dickenson County	Lee County	Roanoke County	Wythe County

#### 12. United States House of Representatives, Congressional District Ten

#### Suhas Subramanyam—Winner

Mike W. Clancy

Elected by votes cast in:

Fairfax County	Loudoun County	Manassas Park City	Rappahannock County
Fauquier County	Manassas City	Prince William County	

#### 13. United States House of Representatives, Congressional District Eleven

#### Gerald E. "Gerry" Connolly—Winner

Mike L. Van Meter

Elected by votes cast in:

Fairfax City	
Fairfax County	

#### 14. Shared Constitutional Office:

#### Commonwealth's Attorney, Emporia City and Greensville County

Phillip J. Nichols, Jr.—Winner

Elected by votes cast in:

Emporia City	
Greensville County	

#### **15. Proposed Constitutional Amendment Question 1**

#### Yes—Winner

No

Answered by votes cast in all 133 localities in Virginia.

#### Shared Town Offices (SBE signs Certificates of Election only)

#### 1. Mayor, Town of Belle Haven

#### George H. Ludlow, Jr.—Winner

Lawrence Burr Willcox II

Elected by votes cast in: Accomack County and Northampton County

#### 2. Mayor, Town of Jarratt

#### Brandon Michael Rawlings—Winner

Melanie W. Wilson

Elected by votes cast in: Greensville County and Sussex County

#### 3. Mayor, Town of Pamplin

#### Sarah Hamlett Blackwell—Winner

Elected by votes cast in: Appomattox County and Prince Edward County

#### 4. Mayor, Town of Saltville

Monica S. Johnson

#### Cheri Heath Fullen—Winner

Bryan J. Morris

Jamie Michael Roark

Elected by votes cast in: Smyth County and Washington County

#### 5. Mayor, Town of Scottsville

Edward A. Payne Jr.

#### Ronald L "Ron" Smith—Winner

Elected by votes cast in: Albemarle County and Fluvanna County

#### 6. Member Town Council, Town of Belle Haven

Edwin R. Long—Winner

Douglas R. Wehner—Winner Cecil Mears Ashby—Winner Larry S. Baxter—Winner Troy A. Brown—Winner

Elected by votes cast in: Accomack County and Northampton County

#### 7. Member Town Council- At Large, Town of Farmville Daniel E. Dwyer—Winner

Elected by votes cast in: Cumberland County and Prince Edward County

#### 8. Member Town Council, Ward E, Town of Farmville Sallie O. Amos—Winner

Elected by votes cast in: Cumberland County and Prince Edward County

### 9. Member Town Council, Town of Jarratt

Anne F. Brown—Winner Dana Y. Kinsley—Winner Gregory Adam Byers—Winner Ronnie M. Pearce Sr.—Winner Ruth S. O'Berry—Winner Y. Omar Smith—Winner

Elected by votes cast in: Greensville County and Sussex County

#### 10. Member Town Council, Town of Kilmarnock

Mae P. Umphlett—Winner Michael S. "Mike Bedell"—Winner Alice M. Cooper—Winner

Elected by votes cast in: Lancaster County and Northumberland County

#### 11. Member Town Council, Town of Pamplin John R. Marks—Winner

Ken L. Swanson—Winner Ruth U. Williamson—Winner Ronald E. Franklin—Winner Shannon F. Reed—Winner Patricia S. Miller—Winner

Elected by votes cast in: Appomattox County and Prince Edward County

12. Member Town Council, Town of Saltville Roy B. "RB" Henderson Jr.—Winner Thomas Norwood Dickerson, Jr.—Winner Suzanne Carter Abramson—Winner

Elected by votes cast in: Smyth County and Washington County

13. Member Town Council, Town of Scottsville Alex W. Bessette—Winner Roger Whitley—Winner Walter Townsend—Winner

Elected by votes cast in: Albemarle County and Fluvanna County

### 14. Recorder, Town of Belle Haven

#### H. Allen Floyd III—Winner

Elected by votes cast in: Accomack County and Northampton County



## **Closed Session**

BOARD WORKING PAPERS