

SUMMARY
STATE ELECTION BOARD MEETING

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Monday, August 22, 2022

8:30 a.m

As required by O.C.G.A. § 50-14-1(e)(2)(A), the following is a summary of the subjects acted on and the board members present at the meeting.

Call to Order and Introductory Remarks

Chair William Duffey called the State Election Board “Board” meeting to order at approximately 8:33 a.m. A quorum was present for each Board action taken. The following Board members attended the meeting: Chair William Duffey, Matthew Mashburn, Sara Ghazal, Dr. Janice Johnston, and Ed Lindsey.

Approval of Board Meeting Minutes

The Board voted to approve the minutes of the State Election Board meetings held on May 17, 2022.

Update on Fulton County Performance Review

Secretary of State General Counsel Ryan Germany provided an update on the Fulton County Performance Review.

Report on Proposed Method for the Acceptance and Equitable Distribution of Grant Funds for Election Administration

Secretary of State General Counsel Ryan Germany provided background for and a summary of the Report.

Investigations Reports

A. Consent Cases

1. **The Board voted to continue the following cases:*

Case No. 2020-225 Henry County (Public Viewing)

Case No. 2020-228 Fulton County (Updating of Voter Records)

****The Board voted to dismiss the following cases:***

Case No. 2018-106 Dougherty County (Qualification of Electors)

Case No. 2020-168 Mitchell County (Found Ballots)

Case No. 2020-185 Carroll County (Unsecured Ballots)

Case No. 2020-210 Chatham County (Multiple Complaints)

Case No. 2020-211 Richmond County (Absentee Ballot Issues)

Case No. 2020-214 Gwinnett County (Absentee Ballot Issues)

Case No. 2020-230 Multiple Counties (Voter Registration Drives)
Case No. 2020-232 DeKalb County (ADA Complaints)
Case No. 2020-246 DeKalb County (Residency)
Case No. 2020-270 DeKalb County (AB Drop Box Issues)
Case No. 2020-286 Fulton County (Poll Watcher Issues)
Case No. 2021-007 Bartow County (Photographing Ballot During Voting)
Case No. 2021-017 Multiple County (Registration Fraud)
Case No. 2021-022 Fulton County (Residency Excess Voting)
Case No. 2021-030 Terrell County (Food for Voting)
Case No. 2021-037 Hall County (Absentee Ballot Fraud)
Case No. 2021-046 Brooks County (Voter Registration Issue)
Case No. 2021-069 DeKalb County (Absentee Ballot Fraud)
Case No. 2021-082 DeKalb County (Public Inspections)
Case No. 2021-087 Brooks County (Improper Processing of Absentee Ballots)
Case No. 2022-012 Cherokee County (Credit for Voting)
Case No. 2022-018 City of Midville-Burke County (Candidate Qualifying Issue)
Case No. 2022-023 Cherokee County (Double Voter)
Case No. 2022-031 Fulton County (Voter Fraud)
Case No. 2022-032 Hart County (Ballot Harvesting)
Case No. 2022-033 Forsyth County (Precinct 19 Challenged Voters)
Case No. 2022-039 Gordon County (Vote Buying)
Case No. 2022-059 Walker County (Voter Took Photograph)
Case No. 2022-064 DeKalb County (Vote Scan Issue)
Case No. 2022-065 Fulton County (Ponce Library)
Case No. 2022-069 Fulton County (Wolf Creek Library)
Case No. 2022-074 Gwinnett County (Ballot Harvesting Rainbow Track Suit)
Case No. 2022-087 Floyd County (Districting Issue Letter in Mailbox)
Case No. 2022-108 Clayton County (Ballot Harvesting)
Case No. 2022-113 Gwinnett County (Ballot Harvesting Black Infiniti M35)
Case No. 2022-114 Cobb County (Voter Fraud)
Case No. 2022-115 Fulton County (Districting Issue in Milton)
Case No. 2022-118 Fulton County (Voter Fraud Nursing Home)
Case No. 2022-134 Gwinnett County (Poll Manager Requirements)
Case No. 2022-149 Douglas County (Absentee Ballot Dropbox Outside)

B. Letter Cases

- 2. Case No. 2020-123 Hancock County (Illegal Campaigning)**
After presentation and discussion of the investigative findings, the Board voted to continue the case.
- 3. Case No. 2021-031 Thomas County (Food for Voting)**
After presentation and discussion of the investigative findings, the Board voted to issue the Respondent a Letter of Instruction.

- 4. Case No. 2021-038 Hall County (Unqualified Voter)**
After presentation and discussion of the investigative findings, the Board voted to issue to the Respondent a Letter of Instruction.
- 5. Case No. 2021-040 Muscogee County (Voter Privacy Issue)**
After presentation and discussion of the investigative findings, the Board voted to issue to the Respondent a Letter of Instruction.
- 6. Case No. 2021-080 Carroll County (Residency Issue)**
After presentation and discussion of the investigative findings, the Board voted to issue to the Respondent a Letter of Instruction.
- 7. Case No. 2022-020 Habersham County (150 Feet Rule)**
After presentation and discussion of the investigative findings, the Board voted to dismiss the case.
- 8. Case No. 2022-028 Richmond County (Voter Registration-New GA Project)**
Chair Duffey continued the case.
- 9. Case No. 2022-034 Dade County (Absentee By Mail Mailed Prior to 04/25/22)**
After presentation and discussion of the investigative findings, the Board voted to issue to the Respondent a Letter of Instruction.
- 10. Case No. 2022-048 Fulton County (Ballot Marking Device Photo)**
After presentation and discussion of the investigative findings, the Board voted to issue to the Respondent a Letter of Instruction.
- 11. Case No. 2022-105 Multi County (2022 Primary)**
After presentation and discussion of the investigative findings, the Board voted to issue to the Respondent a Letter of Instruction.

C. Violation Cases

- 12. Case No. 2020-003 Sumter County (Poll Watchers)**
Chair Duffey continued the case.
- 13. Case No. 2020-029 DeKalb County (Election Issues)**
Chair Duffey continued the case.
- 14. Case No. 2020-030 Gwinnett County (Election Day Issues)**
After presentation and discussion of the investigative findings, the Board voted to refer the Respondents to the Attorney General's Office to schedule a prompt hearing.
- 15. Case No. 2020-033 Stephens County (Procedures - Tabulation of Absentee Ballots)**
After presentation and discussion of the investigative findings, the Board voted to refer the Respondents to the Attorney General's Office to schedule a prompt hearing.
- 16. Case No. 2020-034 Montgomery County (Duty to Secure Election Records)**
After presentation and discussion of the investigative findings, the Board voted to refer the Respondents to the Attorney General's Office.
- 17. Case No. 2020-039 Sumter County (Problems at the Polling Place)**
After presentation and discussion of the investigative findings, the Board voted to issue to the Respondent a Letter of Instruction.
- 18. Case No. 2020-048 Decatur County (Double Voters)**
After presentation and discussion of the investigative findings, the Board voted to refer the Respondents to the Attorney General's Office for a prompt hearing.

19. Case No. 2020-061 McIntosh County (Problems at the Poll)

After presentation and discussion of the investigative findings, the Board voted to refer the Respondents to the Attorney General's Office.

20. Case No. 2020-062 Chatham County (Absentee Ballot Processing)

Chair Duffey continued the case.

21. Case No. 2020-073 Troup County (Ballots Not Deposited in Scanner)

After presentation and discussion of the investigative findings, the Board voted to refer the Respondents to the Attorney General's Office for the first allegation. The Board voted to issue the Respondent a Letter of Instruction for the second allegation. The Board voted to dismiss the third allegation.

22. Case No. 2021-088 City of Arlington (Absentee Ballot Applications)

After presentation and discussion of the investigative findings, the Board voted to refer the Respondents to the Attorney General's Office.

Executive Session

At approximately 12:54 p.m., the Board entered into executive session. The Board returned to the meeting at approximately 2:14 p.m. During executive session, the Board consulted with legal counsel and discussed pending litigation. No action was taken.

Attorney General Report

The Board voted to approve the action recommended by the Attorney General in the following cases:

Consent Orders

SEB 2011-059 Hancock County
SEB 2016-062 Hancock County
SEB 2017-074 Fulton County (City of Atlanta)
SEB 2018-055 Forsyth County
SEB 2019-021 Newton County
SEB 2019-037 Tattnall County (City of Glennville)
SEB 2019-053 Troup County
SEB 2020-023 Gilmer County
SEB 2020-087 Bibb County
SEB 2020-126 Houston County
SEB 2020-199 Walton County
SEB 2021-095 Taylor County

Consolidated Consent Orders

SEB 2015-073; Hancock County (City of Sparta)
2017-043; and
2017-081
SEB 2016-090; Peach County
2018-008
SEB2017-075; Fulton County (City of Forest Park)
2019-033; and
2019-042

Final Orders

SEB 2011-059 Hancock County

SEB 2020-090 Catoosa County

Public Comment

The following individuals provided public comment: Frank Schneider, William Quinn, George Balbona, Karen Davenport, Candace Hall, Pamela Reardon, John Walters, Betsy Jorgenson (on behalf of Ted Metz), Larry LeSueur, Earl Ferguson, JJ Jorgensen, Cindy Battles.

Adjournment

The Board voted to adjourn the meeting at approximately 3:55 p.m.