

STATE BOARD OF ELECTIONS
Regular Meeting
Tuesday, October 16, 2018

MINUTES

PRESENT: William J. Cadigan, Chairman
Andrew K. Carruthers, Member
Ian K. Linnabary, Member
Katherine S. O'Brien, Member
Charles W. Scholz, Member
William M. McGuffage, Member
Casandra B. Watson, Member

ABSENT: John R. Keith, Vice Chairman

ALSO PRESENT: Steven S. Sandvoss, Executive Director
Kenneth R. Menzel, General Counsel
Amy L. Calvin, Administrative Assistant III

The meeting convened at 10:30 a.m. via videoconference with the Springfield office. All Members were present in Chicago except for Member Carruthers, who was present in Springfield. Vice Chairman Keith was absent and Member Scholz held his proxy.

Chairman Cadigan opened the meeting by leading everyone in the pledge of allegiance.

Member Watson moved to approve the September 17 minutes as presented. Member Linnabary seconded the motion, which passed by roll call vote of 8-0.

Chairman Cadigan presented a Resolution in honor of the late Philip O'Connor, who served as a Member of the State Board of Elections from May 21, 1998 to January 31, 2004. The Board offered their sympathy and kind words about Mr. O'Connor. After Executive Director Sandvoss read the Resolution into the record, Chairman Cadigan moved to approve the Resolution and forward to Mrs. O'Connor. Member McGuffage seconded the motion, which passed by roll call vote of 8-0.

General Counsel Menzel presented the following appeals of campaign disclosure fines where he concurred with the hearing officer recommendation to grant the appeals for agenda items 3.a.1) *SBE v. 19th Ward Democratic Organization*, 376, 18AJ002; and 2) *SBE v. Boone County Democratic Central Committee*, 610, 18AJ004. Member Linnabary moved to grant the appeals, seconded by Member Scholz and passed by roll call vote of 8-0.

Agenda item 3.a.7) *SBE v. Friends of Gerald Thompson*, 34533, 18MA031 was pulled from the Agenda and will be considered at the November meeting.

Mr. Menzel presented agenda item 3.a.8) *SBE v. Ballot Democracy*, 34581, 18AJ037 and concurred with the hearing officer recommendation to deny the appeal and stay the fine because it was a first violation. Andrea Raila and Doris Davenport were present and stated they agreed with the recommendation. Member Scholz moved to adopt the recommendation of the hearing officer and general counsel, seconded by Member O'Brien and passed by roll call vote of 8-0.

Mr. Menzel presented the following appeals of campaign disclosure fines where he concurred with the hearing officer recommendation to deny the appeals for agenda items 3.a.3-6) *SBE v.*

Friends of Andy Manar, 16107, 18AM015; *SBE v. Friends of Mark Guethle*, 17298, 18AM018; and *SBE v. Gregg Moore for IL Governor*, 23277, 18JQ042. Member Linnabary moved to deny the appeals, seconded by Member O'Brien and passed by roll call vote of 8-0.

Mr. Menzel presented agenda item 3.a.9) *SBE v. 272 KIDS*, 34365, 18AM064 and concurred with the hearing officer recommendation that the appeal be granted in part, denied in part and the committee be ordered to file amended reports. Member Linnabary moved to adopt the recommendation of the general counsel and hearing officer, seconded by Member Scholz and passed by roll call vote of 8-0.

Mr. Menzel presented a listing of civil penalty assessments necessitating a final board order and noted that Judd Lofchie submitted an appearance for *Citizens for Lofchie*. After discussion, it was decided to continue the matter to the November meeting for a possible settlement offer. Member O'Brien moved to assess the civil penalty against the committees listed on pages 52-57 of the board packet, with the exception of *Citizens for Lofchie*, 21503. Member Scholz seconded the motion, which passed by roll call vote of 8-0.

A listing of payment of civil penalty assessments was presented for informational purposes.

Member Scholz moved to recess to executive session to consider complaints following closed preliminary hearing and security of process. Member Carruthers seconded the motion, which passed by roll call vote of 8-0. The meeting recessed at 11:00 a.m. and reconvened at 11:40 a.m. with the same attendance as noted in the initial roll call.

As to agenda item 3.a.12) *St. Clair Republican Central Committee v. Citizens for Richard "Rick" Watson*, 18CD084, Member Carruthers moved to adopt the recommendation of the hearing officer and general counsel; as to allegation number one, that the complaint was filed on justifiable grounds; as to allegation number two, the complaint was withdrawn; as to allegations number three and four, the complaint be dismissed for lack of jurisdiction; and that the respondent's motion to dismiss be denied. Member Linnabary seconded the motion, which passed by roll call vote of 8-0.

As to agenda item 3.a.13) *Schroeder v. Friends of Nick Hyde*, 18CD089, Member Carruthers moved to dismiss the complaint for lack of jurisdiction. Member Scholz seconded the motion, which passed by roll call vote of 8-0.

Member Scholz moved to authorize the Executive Director to enter into the proposed intergovernmental agreement with the Illinois National Guard relating to cyber-security and in the event of a cybersecurity incident to authorize the Executive Director to request services under the agreement after consultation with the Chairman and Vice Chairman. Member Watson seconded the motion, which passed by roll call vote of 8-0.

Mr. Sandvoss began his report with an update on the upcoming General Election. He noted that the election day staff assignments and election judge training schools were included in the board packet for informational purposes.

Mr. Sandvoss reported on the HAVA funding and said that on September 25, it was announced that \$2.9 million was released for cyber-security purposes and to date, only two jurisdictions have requested their funds. Approximately twenty-two jurisdictions have signed the certification of participation for a cyber-navigator program and that participation in the cyber navigator program by law is required before any funds can be distributed to a jurisdiction. It was noted that at the last meeting, the board gave authorization to Chairman Cadigan and Vice Chairman Keith to make necessary adjustments to the HAVA spending plan.

There was nothing new to report on legislative activity and Mr. Sandvoss informed the board that Legislative Director, Angela Ryan was currently present at the JCAR meeting for the Cyber-Navigator Emergency Rules.

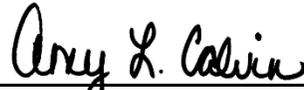
The IVRS/IT report and an update on Automatic Voter Registration was included on pages 67-69 of the board packet.

Reports from staff regarding their attendance at the NCSL Election Cybersecurity Conference and National Election Security Summit were presented for the Board's information.

The fiscal status reports and two year plan of staff activity was presented for informational purposes.

With there being no further business before the Board, Member Carruthers moved to adjourn until Monday, November 19, 2018 in Springfield. Member Linnabary seconded the motion, which passed unanimously. The meeting adjourned at 11:55 am.

Respectfully submitted,



Amy L. Calvin, Administrative Assistant III



Steven S. Sandvoss, Executive Director