

**STATE ELECTION COMMISSION
MEETING MINUTES**

May 20, 2020

10:00 a.m.

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman; Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference) Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Harrison Brant, General Counsel; Daylin Silber, Administrative Coordinator, and a member of the public

Chairman Wells called the meeting to order. Ms. Andino advised all notices of the meeting had been posted as required by the Freedom of Information Act.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Approval of Minutes

The first item of business was the approval of the minutes for the meeting held on April 15, 2020 (SEC). Mr. Edler made a motion to approve the minutes, seconded by Ms. McCall. The minutes were approved unanimously.

New Business

MARCI ANDINO
Executive Director

The first item of new business was the introduction of new members. Chairman Wells introduced and welcomed the new Commission members, Joanne Day and Linda McCall.

1122 Lady Street
Suite 500
Columbia, SC 29201

P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
www.scvotes.org

The rescheduling of 55 postponed March, April and May elections was the next item of new business. Ms. Andino informed the Commission members these elections have been rescheduled for July 14, 2020. She also advised the SEC will be providing personal protective equipment to the counties for those elections.

The next item of new business was absentee voting – “State of Emergency.” Ms. Andino explained that on May 12, the General Assembly passed Senate Bill 635 which was then signed into law by the Governor on May 13 as Act 133. This act includes a provision allowing any qualified elector to vote by absentee ballot in the June primaries and runoffs by adding the reason of “state of emergency” declared by the Governor. This provision expires on July 1, 2020. by She advised there has been a large increase in absentee applications issued since the bill’s passage. Ms. Andino stated 67,830 absentee ballots have been issued so far, 9,202 in person (13%) and 57,508 by mail (85%). To provide a comparison, Ms. Andino stated that in the last General Election, 70% of absentee voting was in person and 30% was by mail.

Old Business

The first item of old business was the statewide primaries and runoffs. Ms. Andino advised the SEC is working with counties who are struggling to find polling places and poll workers, and thus considering operating with fewer locations by consolidating polling places. She reported the SEC is working with the Department of Education and school boards to recruit teachers and is also working through the media and the Governor's office to recruit poll managers. She reported the Governor has signed a continuing resolution for up to \$15 million dollars to protect election workers. She also reported the SEC received \$6 million from the CARES Act. The CARES Act requires \$1.3 million in matching funds. State and federal funds will be used to provide cleaning supplies, personal protective equipment and polling place cleaning and other related items such as additional \$15 incentive pay per day for poll managers, for election day and Covid 19 training, an additional 15 days of absentee worker pay and high speed scanners to process the increased number of absentee by-mail ballots.

The next item of old business was the Elections Systems and Software (ES&S) Certification of EVS 6.1.0.0 Voting System. Ms. Andino advised action on this item will be carried over per ES&S's request pending another new release. Certification testing will be performed and then brought to the commission for certification.

The next item of old business was the deconsolidation of polling places in Charleston County. Ms. Andino advised this item will be carried over until after the statewide primaries..

Information technology security update was the next item. Ms. Andino advised the SEC is still working with its security partners. She reported no critical findings in Department of Homeland Security weekly scans. She also reported a security assessment of the statewide voter registration system is being performed and staff is working to remediate medium and low level findings. Ms. Andino informed the board members the scvotes website is being moved from .org to .gov per recommendations that this is a a more secure platform.

The last item was legal updates. Mr. Brant reported arguments will be heard on May 26 in the Eugene Baten v. Henry McMaster, et al. case. He informed the board there have been three lawsuits filed relating to the state's absentee voting laws. The cases are Rhodes Bailey, et al. v. SEC, et al., Mary T. Thomas, et al. v. Marci Andino, et al. and Kylon Middleton, et al. v. Marci Andino, et al. The Bailey case has been argued before the South Carolina Supreme Court, while Thomas and Middleton are before the Federal District Court. No ruling has been received in any of the cases.

Mr. Wells reminded the members the next State Election Commission meeting will be on June 17, 2020 at 10:00 a.m. and a State Board of Canvassers meeting on June 12, 2020 at 3:00 p.m.

A motion to adjourn the meeting was made by Mr. Moseley and seconded by Ms. Day. The motion passed unanimously.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Daylin Silber". The signature is written in a cursive, flowing style.

Daylin Silber, Administrative Coordinator

**STATE BOARD OF CANVASSERS
AGENDA
June 12, 2020
3:00 p.m.**

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

**THE MEETING OF THE STATE BOARD OF CANVASSERS IS BEING HELD
PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED
NOTIFICATIONS HAVE BEEN MADE.**

New Business:

Certification of Statewide Democratic and Republican Primaries held on Tuesday, June 9, 2020.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Items may be added as necessary.

MARCI ANDINO
Executive Director

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OATH OF STATE BOARD OF CANVASSERS

We, the State Board of Canvassers, hereby certify the following as the whole number of votes cast for the respective offices voted for in the Democratic Primary held on Tuesday, June 9, 2020.

John Wells, **Chairman**

Joanne Day

Cliff Edler

Linda McCall

Scott Moseley

STATE BOARD OF CANVASSERS

Dated this 12th day of June 2020.

OATH OF STATE BOARD OF CANVASSERS

We, the State Board of Canvassers, hereby certify the following as the whole number of votes cast for the respective offices voted for in the Republican Primary held on Tuesday, June 9, 2020.

John Wells, **Chairman**

Joanne Day

Cliff Edler

Linda McCall

Scott Moseley

STATE BOARD OF CANVASSERS

Dated this 12th day of June 2020.

**STATE BOARD OF CANVASSERS
MEETING MINUTES**

June 12, 2020

3:00 p.m.

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman; Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference), Mr. Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Harrison Brant, General Counsel; Howard Knapp, Director of Voter Services; Chris Whitmire, Director of Public Information; Barbara Pittelli, Fiscal Tech; and members of the public

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

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Chairman Wells called the meeting of the State Board of Canvassers (SBC) to order. Ms. Andino advised that all notices of the meeting had been posted as required by the Freedom of Information Act.

Chairman Wells stated the first order of business was the certification of the results of the Statewide Democratic and Republican Primaries held on Tuesday, June 9, 2020. He advised the election results from Florence County needed to be certified first. Mr. Edler made a motion to certify the results of all offices for the Democratic and Republican Primaries held in Florence County. Ms. McCall seconded the motion. The motion was approved unanimously. Ms. Day then moved to certify the results of the Statewide Democratic and Republican primaries. It was seconded by Ms. McCall. The motion was unanimous.

The second order of business was to order the mandatory recount for the Republican State Senate District 16 Primary in Lancaster and York Counties and the Republican State House of Representatives District 100 in Berkeley and Dorchester Counties. The recounts will be conducted beginning at 3:30pm. Ms. Day moved to order the designated recounts for State Senate District 16 and State House of Representatives District 100. Mr. Edler seconded the motion. The motion was approved by unanimous vote and the recounts were ordered.

The next order of business was to order runoffs for the following offices:

- Democratic State Senate District 39 and Republican State House of Representatives District 99 in Berkeley, Calhoun, Colleton, Dorchester and Orangeburg Counties
- Republican State House of Representatives District 99 in Charleston County

- Democratic State House of Representatives District 109, Democratic State House of Representatives District 115, Democratic Special State House of Representatives District 115 in Charleston County
- Democratic State Senate District 39 in Colleton County
- Democratic State House of Representatives 109 in Dorchester County
- Republican State House of Representatives District 35 in Greenville County
- Democratic State Senate District 33 in Horry County
- Republican State House of Representatives 88 in Lexington
- Republican State House of Representatives District 3 and Republican State House of Representatives District 5 in Pickens County
- Republican State House of Representatives District 35 in Spartanburg County

Ms. Day made a motion to order the runoffs. It was seconded by Mr. Moseley. The motion was approved unanimously and the runoffs were ordered.

After all matter of business had been completed, there was a request by Mr. John Singletary, campaign manager for candidate James Johnson, to speak to the board concerning the State House of Representatives District 109 race. Mr. Singletary was allowed to speak, but no action was taken with regards to his comments.

Chairman Wells then called for a recess of the meeting until the recounts were completed. Mr. Moseley made a motion to recess the meeting. Ms. McCall seconded the motion and the meeting went into recess.

On Saturday, June 13 at 9:30 a.m., Chairman Wells reconvened the State Board of Canvassers meeting. Mr. Moseley made a motion to certify the recounts for Republican State Senate District 16 in Lancaster and York Counties and the Republican State House of Representatives 100 in Berkeley and Dorchester Counties. The motion was seconded by Ms. McCall. The motion was passed by unanimous vote and the recounts were certified.

Chairman Wells then called for a runoff to be ordered for Republican State Senate District 16. Ms. McCall moved to order said runoff, seconded by Mr. Edler. The motion was approved by unanimous vote and the runoff was ordered.

A motion to adjourn was made by Ms. McCall and seconded by Mr. Edler. There being no further business to discuss, the meeting was adjourned by unanimous vote.

Respectfully submitted,

Barbara Pittelli

Barbara Pittelli



**THE VOTER REGISTRATION AND
ELECTIONS BOARD
OF FLORENCE COUNTY**

DAVID K. ALFORD, DIRECTOR
219 THIRD LOOP ROAD
FLORENCE, S. C. 29505-3440

(843) 665-3094 (VOTER REG.)

(843) 665-2351 (ELECTIONS)

(843) 292-1613 (FAX)

South Carolina Election Commission

Yesterday at 4:00 pm we located 34 ballots from the Evergreen precinct in Florence County.

These ballots were not counted in today's certification totals. These were emergency ballots that were used when the ballot cards were depleted.

After speaking to the clerk Jerri Boling today she verified that the ballots were not counted at the precinct. She said no voter left the precinct during the ballot transition without getting to vote.

Jerri followed procedure as she has been trained. With the exception that the ballots could have been read by the DS200 before the poll closed.

The 34 ballots have been counted in Electionware and updated to ENR last night. Please include these ballots in your certification tomorrow.

Thank you for your guidance in this matter.

Respectfully,

David Alford

Florence County Director of Elections

June 12, 2020

Election Results Report Statewide Primary June 9, 2020

OFFICIAL RESULTS
Florence County

STATISTICS

	TOTAL	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Election Day Precincts Reporting	65 of 66	63	0	0	0	1	1
Precincts Complete	63 of 66	63	0	0	0	0	0
Precincts Partially Reported	2 of 66	0	0	0	0	1	1
Absentee/ Early Precincts Reporting	63 of 63	0	63	63	0	0	0
Registered Voters - Total	95,570						
Registered Voters - NONPARTISAN	95,570						
Registered Voters - Democratic	0						
Registered Voters - Republican	0						
Ballots Cast - Total	29,199	21,912	4,999	2,239	0	5	44
Ballots Cast - NONPARTISAN	0	0	0	0	0	0	0
Ballots Cast - Democratic	13,679	9,953	2,671	1,041	0	5	9
Ballots Cast - Republican	15,520	11,959	2,328	1,198	0	0	35
Ballots Cast - Blank	16	15	1	0	0	0	0
Voter Turnout - Total	30.55%						
Voter Turnout - NONPARTISAN	0.00%						
Voter Turnout - Democratic	0.00%						
Voter Turnout - Republican	0.00%						

Election Results Report
Statewide Primary
June 9, 2020

OFFICIAL RESULTS
Florence County

DEM U.S. House of Reps. District 7
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Melissa Ward Watson	4,961	41.01%	3,809	757	393	0	1	1
Robert Williams	6,497	53.71%	4,447	1,593	448	0	4	5
William H Cowboy Williams	638	5.27%	474	130	34	0	0	0
Total Votes Cast	12,096	100.00%	8,730	2,480	875	0	5	6

DEM State Senate District 30
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Patrick Richardson	892	20.78%	662	166	63	0	0	1
Kent M Williams	3,401	79.22%	2,373	777	251	0	0	0
Total Votes Cast	4,293	100.00%	3,035	943	314	0	0	1

Election Results Report
Statewide Primary
June 9, 2020

OFFICIAL RESULTS
Florence County

DEM State Senate District 32
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Ted Brown	157	15.97%	123	18	16	0	0	0
Manley Marvell Collins	11	1.12%	9	0	2	0	0	0
Ronnie A Sabb	789	80.26%	611	77	101	0	0	0
Kelly Spann	26	2.64%	18	4	4	0	0	0
Total Votes Cast	983	100.00%	761	99	123	0	0	0

DEM State Senate District 36
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Eleezer Leazer Carter	167	24.10%	145	15	7	0	0	0
Kevin L Johnson	526	75.90%	421	68	34	0	0	3
Total Votes Cast	693	100.00%	566	83	41	0	0	3

DEM State House of Reps. District 60
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Teresa McGill Cain	1,517	67.97%	1,079	321	114	0	3	0
Lasha McClain	715	32.03%	552	133	28	0	2	0
Total Votes Cast	2,232	100.00%	1,631	454	142	0	5	0

Election Results Report
Statewide Primary
June 9, 2020

OFFICIAL RESULTS
Florence County

DEM Sheriff
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Jody Lynch	2,657	19.79%	1,942	457	257	0	1	0
Darrin Yarborough	10,769	80.21%	7,840	2,168	748	0	4	9
Total Votes Cast	13,426	100.00%	9,782	2,625	1,005	0	5	9

DEM County Council District 4
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Mitchell Kirby	692	44.94%	528	122	42	0	0	0
Kenneth McAllister	848	55.06%	641	161	46	0	0	0
Total Votes Cast	1,540	100.00%	1,169	283	88	0	0	0

DEM Mayor City of Florence
Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Teresa Myers Ervin	2,665	47.04%	1,991	515	158	0	0	1
George D. Jebaily	2,493	44.01%	1,504	718	269	0	0	2
Barry S McFadden	507	8.95%	342	131	33	0	0	1
Total Votes Cast	5,665	100.00%	3,837	1,364	460	0	0	4

Election Results Report Statewide Primary June 9, 2020

OFFICIAL RESULTS
Florence County

DEM City Council At Large City of Florence Vote For 2

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Lethonia Peaches Barnes	3,443	36.78%	2,335	901	204	0	0	3
Joseph D Fleming III	505	5.39%	349	113	43	0	0	0
Chaquez T McCall	3,222	34.42%	2,235	731	253	0	0	3
Osobie Scipio	805	8.60%	586	182	36	0	0	1
Glynn F Willis	1,387	14.82%	805	389	193	0	0	0
Total Votes Cast	9,362	100.00%	6,310	2,316	729	0	0	7

REP U.S. Senate Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Duke Buckner	490	3.19%	421	43	26	0	0	0
Lindsey Graham	12,549	81.74%	9,498	1,984	1,041	0	0	26
Michael LaPierre	1,607	10.47%	1,376	174	52	0	0	5
Joe Reynolds	706	4.60%	542	100	62	0	0	2
Total Votes Cast	15,352	100.00%	11,837	2,301	1,181	0	0	33

Election Results Report Statewide Primary June 9, 2020

OFFICIAL RESULTS
Florence County

REP Sheriff Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
TJ Joye	8,460	54.69%	6,692	1,173	571	0	0	24
Glen Kirby	7,008	45.31%	5,231	1,148	618	0	0	11
Total Votes Cast	15,468	100.00%	11,923	2,321	1,189	0	0	35

REP Question 1 Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Yes	13,673	89.17%	10,642	2,086	919	0	0	26
No	1,661	10.83%	1,206	222	225	0	0	8
Total Votes Cast	15,334	100.00%	11,848	2,308	1,144	0	0	34

REP Question 2 Vote For 1

	TOTAL	VOTE %	Election Day	Absentee In Person	Absentee Mail	Failsafe	Provisional	Failsafe Provisional
Yes	12,185	79.75%	9,327	1,854	980	0	0	24
No	3,094	20.25%	2,480	436	167	0	0	11
Total Votes Cast	15,279	100.00%	11,807	2,290	1,147	0	0	35

David K. Alford

From: Whitmire, Chris <cwhitmi@elections.sc.gov>
Sent: Thursday, June 11, 2020 6:34 PM
To: David K. Alford
Cc: Andino, Marci; Brant, Harrison; Knapp, Howard; Leach, Brian
Subject: Emergency Ballots Found

David,

Regarding the uncounted emergency ballots found today, the SEC plans to certify Florence's complete results, including those ballots, on behalf of Florence County. S.C. Code Section 7-3-25(B) grants the SEC the responsibility to certify results that a county board fails to certify. Due to the time constraints of the runoff, we need to resolve this issue so the process can move forward.

Please do the following:

1. Send us a copy of the results your board certified along with signed canvass sheets. This will document the original certification. There is no need to upload those partial results to ENR.
2. Process the emergency ballots and add the totals to ElectionWare.
3. Upload the complete results to ENR and notify SEC when it is done.
4. Send us a letter describing what happened, what precinct, how many emergency ballots, and request that the SEC include with certification. We will need the letter by tomorrow morning.

Thank you.

Chris

Chris Whitmire
Director of Public Information

South Carolina State Election Commission
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scVOTES.org



EVERY VOTE MATTERS.
EVERY VOTE COUNTS.

This message originates from the South Carolina State Election Commission. If you have received this message in error, we would appreciate it if you would immediately notify the South Carolina State Election Commission by sending a reply e-mail to the sender of this message. Thank you.

STATE ELECTION COMMISSION

AGENDA

June 17, 2020

10:00 a.m.

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

Approval of Minutes: May 20, 2020 (SEC)

New Business:

Statewide Primaries/Runoffs Recap
State Employee Re-entry
Training and Certification Program

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Old Business:

Election Systems and Software (ES&S) Certification of EVS 6.1.1.0 Voting System
Charleston County Consolidation of Polling Places
Information Technology Security Update
Legal Update
Eugene Baten v. Henry McMaster, et al.
Rhodes Bailey, et al. v. SEC, et al.
Mary T. Thomas, et al. v. Marci Andino, et al.
Kylon Middleton, et al. v. Marci Andino, et al.

MARCI ANDINO
Executive Director

Next Meeting(s):

Friday, June 26, 2020 at 10:00 a.m. (SBC)
Wednesday, July 15, 2020 at 10:00 a.m. (SEC)

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**STATE ELECTION COMMISSION
MEETING MINUTES**

**June 17, 2020
10:00 a.m.**

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman; Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference) Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Howard Knapp, Director of Voter Services; Daylin Silber, Administrative Coordinator, and a member of the public

Chairman Wells called the meeting to order. Ms. Andino advised all notices of the meeting had been posted as required by the Freedom of Information Act.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Approval of Minutes

The first item of business was the approval of the minutes for the meeting held on May 20, 2020 (SEC). Mr. Edler made a motion to approve the minutes, seconded by Ms. McCall. The minutes were approved unanimously.

New Business

MARCI ANDINO
Executive Director

The first item of new business was the statewide primaries/runoffs recap. Ms. Andino said all counties reported shortage of poll workers. She stated up to 1/3 of poll workers were new and many regular polling places were not available due to Covid-19. Ms. Andino informed the board the legislature added the reason of State of Emergency to the absentee ballot application and removed the witness signature requirement and there was record absentee voting.

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A discussion was had regarding election day issues. Ms. Andino reported absentee ballots were counted in a timely manner. She stated there were no reports of issues with the voting machines. She explained representatives from Elections Systems and Software, the voting machine vendor, were strategically placed throughout the state. She advised there were some complaints from voters claiming to have received the wrong ballot style. She explained that some of these complaints could be the result of a poll worker training issue, while some could be attributed to mere voter misunderstanding concerning primary election ballots having only one party's candidates or, in cases where a party candidate ran unopposed, no candidate on the ballot. Chairman Wells suggested electronic poll books may eliminate

errors resulting from poll worker training issues. Ms. Andino responded that the SEC has issued a Request For Proposals for a poll book solution. Responses are due on June 18.

Ms. Andino advised Richland County had a lot of issues. She explained half of SEC staff is currently working at Richland County trying to assist by setting up voting machines and conducting three daily sessions of poll manager training this week. She added there were complaints regarding inadequate training, and that some poll worker applicants were never contacted. As for the upcoming June 23 runoff elections in Richland County, she advised that some election directors from other counties who do not have runoff elections will be reporting to Richland County to assist. Ms. Day raised a concern regarding voters being unaware postage was not required to mail in absentee ballots. Ms. Andino advised business reply mail was set up. She also advised that efforts are being made to inform voters no postage will be required, and no postage required envelopes will be used for the general election in November.

The next item of new business is the state employee re-entry. Ms. Andino stated the South Carolina Department of Administration has issued guidelines for state employees to re-enter the workplace in phases. She explained that due to the primary and runoff elections, the SEC is not strictly following the guidelines. High risk employees are asked to stay home, nonessential travel has been suspended, and personal protective equipment and has been provided to all employees.

The training and certification program for county and municipal election officials was the next item. Ms. Andino explained the SEC is responsible for delivering the program to local election officials and is exploring ways to deliver the classes remotely in order to continue instruction while avoiding in person gatherings.

Old Business

The first item of old business was the Elections Systems and Software (ES&S) Certification of EVS 6.1.0.0 Voting System. Ms. Andino advised the vendor has requested that the SEC not certify that version and instead it will begin testing version 6.1.1.0. Certification testing will be performed the first week of July and brought to the commission for certification during the July 15, 2020 meeting.

The next item of old business was the deconsolidation of polling places in Charleston County. Ms. Andino advised this item will be carried over. She stated there were long lines reported in Charleston County for the first time during a primary.

Information technology security update was the next item. Ms. Andino advised the SEC is still working with its security partners. She also reported the security access system in the office has been updated.

The last item was legal updates. Ms. Andino stated there are no updates in the Eugene Baten v. Henry McMaster, et al. case. She stated the S.C. Supreme Court dismissed the Rhodes Bailey, et al. v. SEC, et al. case on May 27th, and added that the Legislature addressed the grievances in that lawsuit by adding the State of Emergency reason to the absentee ballot application. Regarding the Mary T. Thomas, et al. v. Marci Andino, et al. case, she reported the District Court has issued a scheduling order for September 22-24, 2020. In Kylon Middleton, et al. v. Marci Andino, et al., the parties are waiting on District Court to issue scheduling order.

Mr. Wells reminded the members the next State Election Commission meeting will be on July 17, 2020 at 10:00 a.m. and a State Board of Canvassers meeting on June 26, 2020 at 10:00 a.m.

A motion to adjourn the meeting was made by Ms. McCall and seconded by Ms. Day. The motion passed unanimously.

Respectfully submitted,



Daylin Silber, Administrative Coordinator

STATE BOARD OF CANVASSERS

AGENDA

June 26, 2020

10:00 a.m.

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

**THE MEETING OF THE STATE BOARD OF CANVASSERS IS BEING HELD
PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED
NOTIFICATIONS HAVE BEEN MADE.**

New Business:

Certification of Statewide Democratic and Republican Primary Runoffs held on Tuesday, June 23, 2020.

Order recounts, if necessary

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

Items may be added as necessary.

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**STATE BOARD OF CANVASSERS
MEETING MINUTES**

June 26, 2020

10:00 a.m.

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman; Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference), Mr. Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Harrison Brant, General Counsel; Howard Knapp, Director of Voter Services; Chris Whitmire, Director of Public Information; Daylin Silber, Administrative Coordinator

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Chairman Wells called the meeting of the State Board of Canvassers (SBC) to order. Ms. Andino advised that all notices of the meeting had been posted as required by the Freedom of Information Act.

Chairman Wells stated the first order of business the certification of the results of the Statewide Democratic and Republican Primary Runoffs held on Tuesday, June 23, 2020. Ms. McCall made a motion to certify the results of the Democratic Primary Runoffs for Senate District 39 and House District 115, as well as the Democratic Special Primary Runoff for House District 115 (unexpired term). It was seconded by Mr. Edler. The vote was unanimous and the results were certified.

MARCI ANDINO
Executive Director

Chairman Wells stated House District 109 would not be certified at this time due to a court order.

Mr. Moseley then made a motion to certify the results of the Republican Primary Runoffs for State Senate Districts 18, 33 and State House 3, 5, 35, 88, and 99.

Chairman Wells then called for a recess of the meeting while the recount of State House District 115 was conducted and awaiting the outcome of the court order regarding House District 109.

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June 26, 2020

3:30 p.m. (continued from 10:00 a.m.)

Present: Mr. John Wells, Chairman (via teleconference); Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference), Mr. Scott Moseley (via teleconference)

Others Present:

Marci Andino, Executive Director; Howard Knapp, Director of Voter Services; Chris Whitmire, Director of Public Information, Daylin Silber; Administrative Coordinator

At 3:30 p.m., Chairman Wells reconvened the State Board of Canvassers ng. Mr. Meeting and informed the board the results remained the same. Mr. Moseley made a motion to certify the recount of the Democratic State House District 115 Runoff. Ms. Day seconded the motion to certify the recount. The motion was passed by unanimous vote and the recount was certified.

A motion to certify Democratic State House District 109 Primary Runoff results was made by Mr. Moseley and seconded by Ms. Day. The vote was unanimous and the results were certified.

A motion to adjourn was made by Ms. Day and seconded by Mr. Moseley. There being no further business to discuss, the meeting was adjourned by unanimous vote.

Respectfully submitted,



Daylin Silber

OATH OF STATE BOARD OF CANVASSERS

We, the State Board of Canvassers, hereby certify the following as the whole number of votes cast for the respective offices voted for in the Democratic Primary Runoff held on Tuesday, June 23, 2020.

John Wells, **Chairman**

Joanne Day

Cliff Edler

Linda McCall

Scott Moseley

STATE BOARD OF CANVASSERS

Dated this 26th day of June 2020.

OATH OF STATE BOARD OF CANVASSERS

We, the State Board of Canvassers, hereby certify the following as the whole number of votes cast for the respective offices voted for in the Republican Primary Runoff held on Tuesday, June 23, 2020.

John Wells, **Chairman**

Joanne Day

Cliff Edler

Linda McCall

Scott Moseley

STATE BOARD OF CANVASSERS

Dated this 26th day of June 2020.

STATE OF SOUTH CAROLINA

ELECTION NIGHT REPORTING

Unofficial Results

RESULTS

State Senate, District 16 - REP (Vote For 1)		
Counties Reporting: 100 %	Percentage	Votes
REP Michael Johnson	54.82%	4,701
REP Tom Nichols	45.18%	3,874
		8,575

State Senate, District 33 - REP (Vote For 1)		
Counties Reporting: 100 %	Percentage	Votes
REP John Gallman	41.50%	4,450
REP Luke A Rankin	58.50%	6,274
		10,724

State Senate, District 39 - DEM (Vote For 1)		
Counties Reporting: 100 %	Percentage	Votes
DEM Cindy Evans	34.81%	2,121
DEM Vernon Stephens	65.19%	3,972
		6,093

State House of Representatives, District 3 - REP (Vote For 1)		
Counties Reporting: 100 %	Percentage	Votes
REP Phillip Bowers	38.01%	731

REP	Jerry Carter	61.99%	1,192
			1,923

State House of Representatives, District 5 - REP (Vote For 1)

Counties Reporting: 100 %	Percentage	Votes
REP Neal Collins	52.79%	1,874
REP Allan Quinn	47.21%	1,676
		3,550

State House of Representatives, District 35 - REP (Vote For 1)

Counties Reporting: 100 %	Percentage	Votes
REP Chris Bennett	46.59%	1,257
REP Bill Chumley	53.41%	1,441
		2,698

State House of Representatives, District 88 - REP (Vote For 1)

Counties Reporting: 100 %	Percentage	Votes
REP RJ May	53.25%	1,378
REP Mike Sturkie	46.75%	1,210
		2,588

State House of Representatives, District 99 - REP (Vote For 1)

Counties Reporting: 100 %	Percentage	Votes
REP David Herndon	42.36%	1,050
REP Mark Smith	57.64%	1,429
		2,479

State House of Representatives, District 109 - DEM (Vote For 1)

Counties Reporting: 100 %	Percentage	Votes
DEM James Johnson	43.83%	711

DEM Deon Tedder	56.17%	911
		1,622

State House of Representatives, District 115 - DEM (Vote For 1)

Counties Reporting: 100 %	Percentage	Votes
DEM Carol Tempel	49.86%	1,416
DEM Spencer Wetmore	50.14%	1,424
		2,840

State House of Representatives, District 115 (Unexpired) - DEM (Vote For 1)

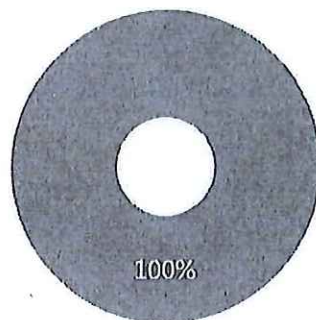
Counties Reporting: 100 %	Percentage	Votes
DEM Carol Tempel	49.91%	1,433
DEM Spencer Wetmore	50.09%	1,438
		2,871

Counties Reporting

☒ Completely Reported

☐ Not Reporting

☐ Partially Reported



COUNTIES REPORTING **23/23**

PRECINCTS REPORTING **657/657**

Voter Turnout

TOTAL	2.83%
Ballots Cast	94,352
Registered Voters	3,329,755

STATE ELECTION COMMISSION

AGENDA

July 15, 2020

10:00 a.m.

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

Approval of Minutes: June 12, 2020 (SBC), June 17, 2020 (SEC) and June 26, 2020 (SBC)

New Business:

Covid-19 Impact on Statewide Primaries/Runoffs
County Compliance – Richland County
Planning for General Election

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Old Business:

Election Systems and Software (ES&S) Certification of EVS 6.1.1.0 Voting System
Charleston County Consolidation of Polling Places
Information Technology Security Update
Legal Update
Eugene Baten v. Henry McMaster, et al.
Mary T. Thomas, et al. v. Marci Andino, et al.
Kylon Middleton, et al. v. Marci Andino, et al.

MARCI ANDINO
Executive Director

Next Meeting(s):

Friday, August 14, 2020 at 3:00 p.m. (SBC)
Wednesday, August 19, 2020 at 10:00 a.m. (SEC)

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**STATE ELECTION COMMISSION
MEETING MINUTES
July 15, 2020
10:00 a.m.**

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman (via teleconference); Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference) Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Howard Knapp, Director of Voter Services; Harrison Brant, General Counsel; Daylin Silber, Administrative Coordinator, and a member of the public

Chairman Wells called the meeting to order. Ms. Andino advised all notices of the meeting had been posted as required by the Freedom of Information Act.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

Approval of Minutes

The first item of business was the approval of the minutes for the meetings of June 12, 2020 (SBC), June 17, 2020 (SEC) and June 26, 2020 (SBC). A motion was made by Ms. McCall to approve the June 12, 2020 minutes, seconded by Mr. Mosely. The minutes were approved unanimously. Ms. Day made a motion to approve the June 17, 2020 meeting minutes, seconded by Mr. Edler. The minutes were approved unanimously. The motion to approve the June 26, 2020 meeting minutes was made by Mr. Edler, seconded by Ms. McCall. The vote to approve the minutes was unanimous.

New Business

The first item of new business was the impact of COVID-19 on the statewide primaries and runoffs. Ms. Andino informed the commissioners not all county reimbursements have been processed, but about two and half million dollars have been spent on personal protective equipment, disinfectant supplies, and additional poll worker incentive pay as well as COVID-19 specific training pay. She advised a full report will be issued once all county reimbursements are processed.

Ms. Andino reported 23% turnout for the election with approximately 770,000 voters participating. She reminded the board that the General Assembly added the State of Emergency reason for voting absentee in June elections, and that the federal court removed the witness requirement for the June elections only. She also reported a 213% increase in absentee voting as compared to the 2016 primaries with approximately 174,000 absentee ballots cast. She explained that a dramatic shift in the method of casting absentee ballots

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occurred. While the majority of absentee voters have historically cast their ballots in-person, approximately 66% cast their ballots by mail.

Ms. Andino also informed the Commission that there were poll worker and polling place shortages. She explained some established polling places declined to continue being available for use which caused some precincts to use consolidated polling places. This led to some instances of voter confusion and long lines in many counties through the state. Lines also formed for curbside voting at many polling places as voters other than those with disabilities or over the age of 65 mistakenly tried to use this as a form of "drive-thru" voting.

Ms. Andino cautioned that all of these issues would be magnified in a general election which historically sees around 75% turnout. Chairman Wells stated that while he is hopeful circumstances will improve before the General Election, there is no indication things will get better at this time. Ms. Andino stated the SEC has not received any guidance from the courts or the General Assembly on conducting the General Election during the pandemic at this time.

The next item was county compliance in Richland County. Ms. Andino reported there were leadership issues during the primaries, and Richland County has now hired a new director whom the SEC will be providing training to very soon. She explained that during the primaries, Richland County experienced poll worker shortages. It has been reported that Richland County neglected to contact some poll workers to help with the primaries as well as individuals who submitted applications to serve at the polls. The county also had the longest lines in the state, with the last voter casting their ballot at 12:45 am Wednesday morning.

Ms. Andino advised that the SEC was heavily involved in assisting Richland County during the runoffs. Many SEC staffers were assigned to work with Richland County, and one staff member filled in for the county interim director when he was out sick. In addition, other county directors who did not have runoff elections were recruited to work in Richland during the runoff election. She reported there were overall no issues during the runoff. A formal compliance report is being prepared on the conduct of the primaries and will be shared with the Commission members when finalized.

Planning for the general election was the next item. Ms. Andino stated this will be a very different election and the issues experienced during the primaries and runoffs will be magnified. There could be an estimated 1.6 million total absentee votes cast, with an estimated 1 million absentee ballots being cast by mail, an amount significantly higher than the previous record of 150,000 absentee ballots cast by mail. She advised high speed scanners have been purchased for counties and the SEC is in the process of purchasing inbound mail processing equipment. Ms. Andino also advised additional time will be needed to process the large volume of absentee envelopes which, under current state law, cannot be opened until 9am on election day. Chairman Wells commented counties could be scanning ballots as late as Wednesday or Thursday and results may not be available quickly.

Ms. Andino informed we have ten days after the General Election to certify, but counties have less time. Chairman Wells expressed the need to ask the General Assembly to extend the deadline. Ms. Andino stated this was requested for the primaries. Ultimately, the General Assembly allowed the opening of the outer envelope the day before the elections.

Ms. Andino also advised that the SEC is encouraging medium and large size counties to open satellite offices four to five weeks in advance in order to promote in-person absentee voting. Chairman Wells noted such efforts would help reduce the Election Day workload for poll workers and election officials, but they will still face difficulties processing such a large number of absentee ballots in a short time-span. He added counties will also continue to face difficulties recruiting poll workers. Ms. Andino responded that the shortage of poll workers and polling locations will be greater during the General Election. Chairman Wells noted rural areas where there are few structures suitable for voting will be impacted, and that the larger facilities traditionally used in urban areas such as community centers, recreation centers, churches, and schools may continue to become unavailable in greater numbers.

Ms. Day asked about the availability of drop boxes for by-mail ballots at satellite absentee offices. Ms. Andino explained that current law does not expressly allow for this and requires that by-mail absentee ballots be returned to county election headquarters. Chairman Wells suggested that the SEC ask the General Assembly to consider allowing drop boxes.

Ms. Andino advised that the General Assembly is expected to return on September 14th. She noted that based on the issues discussed, the measures in place and the steps taken to successfully conduct the primaries will not meet the demands of the General Election. She stated the SEC will request that the General Assembly consider taking some action on the issues discussed for the General Election.

Old Business

The first item of old business was the Elections Systems and Software (ES&S) Certification of EVS 6.1.1.0 Voting System. Ms. Andino advised this version is almost ready. She explained it has gone through testing but has not yet received EAC certification, the report is not ready. Ms. Andino stated she will forward the report once ready and a special meeting will need to be scheduled to certify once report is finalized.

The next item of old business was the deconsolidation of polling places in Charleston County. Ms. Andino advised no progress is expected to be made with the current COVID 19 situation and the shortages resulting from it.

Information technology security update was the next item. Ms. Andino reported the scvotes website has been moved to a .gov domain, an official government website. She advised all visitors to scvotes.org will be redirected to scvotes.gov. She also advised the SEC is

continuing to work with its security partners. She also reported updates have been made to the office's security access system.

The last item was legal updates. Mr. Brant stated there are no updates at this time on any of the cases listed. The two federal court cases, Middleton and Thomas, are currently in the discovery phase.

Mr. Wells reminded the members there may be a special meeting scheduled to certify the ES&S update and there will be a State Board of Canvassers meeting on Friday, August 14, 2020 at 3:00 p.m. and the next State Election Commission meeting will be held on Wednesday, August 19, 2020 at 10:00 a.m.

A motion to adjourn the meeting was made by Ms. McCall and seconded by Mr. Moseley. The motion passed unanimously.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Daylin Silber", with a stylized, cursive script.

Daylin Silber, Administrative Coordinator

STATE ELECTION COMMISSION

AGENDA

July 20, 2020

2:00 p.m.

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

New Business:

Candidate Withdrawal – State House District 107

Old Business:

Election Systems and Software (ES&S) Certification of EVS 6.1.1.0 Voting System

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Next Meeting(s):

Friday, August 14, 2020 at 3:00 p.m. (SBC)

Wednesday, August 19, 2020 at 10:00 a.m. (SEC)

MARCI ANDINO
Executive Director

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**STATE ELECTION COMMISSION
MEETING MINUTES
July 20, 2020
3:00 p.m.**

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman (via teleconference); Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference) Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Howard Knapp, Director of Voter Services; Harrison Brant, General Counsel; Chris Whitmire, Director of Public Information; Daylin Silber, Administrative Coordinator

Chairman Wells called the meeting to order. Ms. Andino advised all notices of the meeting had been posted as required by the Freedom of Information Act.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

New Business

Chairman Wells stated the only item of new business was the withdrawal of Representative Clemmons as a candidate from State House District 107 race. Ms. Andino advised the SEC was in receipt of a sworn affidavit from Representative Clemmons stating he was withdrawing for a legitimate nonpolitical reason. She also stated the SEC has 10 days to consider and make a decision on whether the withdrawal is for a legitimate nonpolitical reason, in accordance with S.C. Code § 7-11-55. If so, candidate filing for a special primary to nominate substitute candidates will open in two weeks. After further discussion, a motion was made by Mr. Moseley to find the withdrawal is for a legitimate, nonpolitical reason. Ms. McCall seconded the motion. The vote was unanimous.

Old Business

The first item of old business was the Elections Systems and Software (ES&S) Certification of EVS 6.1.1.0 Voting System. Ms. Andino advised this version has been certified by the EAC. She also stated it has been tested by SEC staff and the SEC recommends approval. Mr. Mosely asked if this version would be used in the upcoming General Election. Ms. Andino explained this would require every ballot marking device and scanner, approximately 13,000 of them, to be updated. She expressed doubt it can be done in time for the General Election.

A motion to certify the update was made by Ms. Day and seconded by Mr. Moseley. The motion passed unanimously.

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With no other business to discuss, a motion to adjourn the meeting was made by Ms. McCall and seconded by Mr. Moseley. The motion passed unanimously.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Daylin Silber", with a stylized, cursive script.

Daylin Silber, Administrative Coordinator

STATE BOARD OF CANVASSERS
AGENDA
August 14, 2020
3:00 pm

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

New Business:

Certification of the results of the State House District 115 Special Election held on Tuesday, August 11, 2020.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Items may be added as necessary.

MARCI ANDINO
Executive Director

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**STATE BOARD OF CANVASSERS
MEETING MINUTES
August 14, 2020
3:00 p.m.**

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman (via teleconference); Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference)

Others Present: Marci Andino, Executive Director; Daylin Silber, Administrative Coordinator

Chairman Wells called the meeting of the State Board of Canvassers (SBC) to order. Ms. Andino advised that all notices of the meeting had been posted as required by the Freedom of Information Act.

Mr. Wells stated that the purpose of the meeting was the certification of the results of the State House District 115 Special Election held on Tuesday, August 11, 2020 in Charleston County. A motion was made by Ms. Day to certify the results, seconded by Mr. Edler. The motion passed unanimously.

Without further business to discuss, a motion was made by Ms. McCall to adjourn the meeting, seconded by Ms. Day. The motion was unanimously approved. The meeting was adjourned.

Respectfully submitted,



Daylin Silber

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

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OATH OF STATE BOARD OF CANVASSERS

We, the State Board of Canvassers, hereby certify the following as the whole number of votes cast in the State House District 115 Special Election held in Charleston County on August 11, 2020.

Candidate	TOTAL	PERCENT
Spencer Wetmore, Democratic WINNER	3,699	59.5%
Eugene Platt, Green	71	1.1%
John Stokes, Republican	2,444	39.3%
Write in	6	0.1

John Wells, **Chairman**

Joanne Day

Cliff Edler

Linda McCall

Scott Moseley

STATE BOARD OF CANVASSERS

Dated this 14th day of August 2020.

STATE ELECTION COMMISSION

AGENDA

August 19, 2020

10:00 a.m.

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

Approval of Minutes: July 15, 2020 (SEC), July 20, 2020 (SEC) and August 14, 2020 (SBC)

New Business:

Post Primary Survey Results

Old Business:

Preparations for the General Election
Charleston County Consolidation of Polling Places
Information Technology Security Update

Legal Update

Eugene Baten v. Henry McMaster, et al.
Mary T. Thomas, et al. v. Marci Andino, et al.
Kylon Middleton, et al. v. Marci Andino, et al.
Regina Duggins, et al. v. Jay Lucas, et al.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Next Meeting(s):

MARCI ANDINO
Executive Director

Friday, August 21, 2020 at 10:00 a.m. (SBC)
Wednesday, September 16, 2020 at 10:00 a.m. (SEC)

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**STATE ELECTION COMMISSION
MEETING MINUTES
August 19, 2020
10:00 a.m.**

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman; Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference) Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Howard Knapp, Director of Voter Services; Harrison Brant, General Counsel; Daylin Silber, Administrative Coordinator, and a member of the public

Chairman Wells called the meeting to order. Ms. Andino advised all notices of the meeting had been posted as required by the Freedom of Information Act.

Approval of Minutes

The first item of business was the approval of the minutes for the meetings of July 15, 2020 (SEC), July 20, 2020 (SEC) and August 14, 2020 (SBC). A motion to approve the minutes was made by Mr. Moseley, seconded by Mr. Edler. The minutes were approved unanimously.

New Business

Ms. Andino reported the results of a post primary voter survey conducted by the agency's voter education services contractor. Of the voters surveyed, 93% said the process of registering to vote is either very easy or somewhat easy, 85% said they are either very confident or somewhat confident in the accuracy of South Carolina elections, and 82% said they are either very comfortable or somewhat comfortable with the new voting system. Voters surveyed also indicated they feel voter fraud occurs less often in South Carolina elections than in national elections. Chairman Wells asked that congratulations be conveyed to the staff of the SEC, and commented that such favorable results are commendable and difficult to achieve. Ms. Day inquired whether those results will be shared with the media, and the Commission members agreed that it should be left to the SEC's director of public information to disseminate as he deems appropriate.

Old Business

The first item of old business was preparations for the General Election. Ms. Andino stated PPE has been ordered for all counties, and orders were placed early to avoid supply delays experienced during the primaries. She advised the agency is also trying to procure items or

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

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equipment to assist counties with the increased volume of absentee voting including drop boxes, ballot envelope sorting equipment for larger counties, high speed envelope openers, secure voting equipment carts, and electronic signature pads for in-person absentee voting applications. She noted, however, the agency is facing some hurdles in trying to procure these items in advance of the November election in the face of diminishing supplies and increased demand from other election officials across the country. The agency is working with attorneys to ensure compliance with procurement laws and regulations.

Ms. Andino stated training materials for poll managers and counties are being updated and a meeting has been scheduled with county board chairs to prepare them for conducting elections during a pandemic. She advised the SEC is also inquiring into the possibility of adding a module which allows voters to make an appointment to vote absentee in person while still accommodating voters who appear without an appointment.

Ms. Andino informed the Commission that county boards have been asked to open in-person absentee voting, including satellite locations, a week earlier than usual on Monday, September 28. She explained in-person absentee usually opens 30 days before the election.

Ms. Day inquired about the location of drop boxes. Ms. Andino stated some counties already have drop boxes and most counties want to use them. She explained drop boxes, if used, must be located at the county board's main office and could also be placed at satellite office locations; drop boxes could not be placed at various locations throughout each county. She added the U. S. Postal Service has stated they will be able to handle the mail related to ballots.

Ms. Andino advised that approximately 240,000 absentee ballots have already been requested with the election still 76 days away. She stated the previous record for absentee ballot applications was 150,000 in 2016. She also added the counties are receiving applications with "COVID" as the reason. She explained those applications are being held aside. If the legislature adds a state of emergency reason to the absentee ballot application, these applications will then be processed. She advised ballots to military and overseas citizens will be mailed the third week of September and the first wave of absentee ballots to all others who have requested them will be mailed around October 1.

The next item of old business was the deconsolidation of polling places in Charleston County. Ms. Andino reported Mr. Brant reached out to Charleston County for an update and will try to report back soon.

Information technology security update was the next item. Ms. Andino stated the SEC continues to work with its state and federal partners. She also stated work continues with the SEC's private security firm, which is currently reviewing the SEC's policies and procedures and fine tuning its documentation. She reported the SEC's participation in a table top exercise, the National Election Cyber Exercise, with county officials. She also informed the Commission that a request for a CISA assessment has been submitted. This would be a

routine, annual assessment of our system conducted by an outside entity for the purpose of detecting system vulnerabilities.

The last item was legal updates. In Baten, Mr. Brant advised the Fourth Circuit issued a ruling in favor of the State and upheld the winner-takes-all electoral college system. In Thomas, a summary judgment hearing is scheduled for August 31. The Middleton case has been scheduled for trial in the spring. The Duggins case will be heard by the State Supreme Court.

Mr. Wells proposed that a meeting be scheduled in the near future between the Commission members and the outside attorneys representing the SEC in these various lawsuits. He explained the Commission members should all be on the same page as to the SEC's positions on the various claims and have the opportunity to instruct counsel as to how these cases should be settled, opposed, or otherwise handled going forward. Mr. Brant responded it may be possible to schedule such a meeting for this coming Friday, August 21, to occur immediately after the State Board of Canvassers meeting scheduled that day at 10:00 a.m. He also advised the Commission members to be aware that the SEC's authority to settle legal matters is limited in cases against the state such as those involving constitutional challenges to current state law, and that any proposed settlement would likely require the approval of the Attorney General's Office. The Commission members agreed that Mr. Brant should schedule the meeting.

A motion to adjourn the meeting was made by Ms. Day and seconded by Ms. McCall. The motion passed unanimously.

Respectfully submitted,



Daylin Silber,
Administrative Coordinator

STATE BOARD OF CANVASSERS
AGENDA
August 21, 2020
10:00 am

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

New Business:

Certification of the results of the State House District 107 Republican Primary held on Tuesday, August 18, 2020.

Order mandatory recount, if necessary.
Order runoff, if necessary.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

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**STATE BOARD OF CANVASSERS
MEETING MINUTES
August 21, 2020
10:00 a.m.**

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman (via teleconference); Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference); Mr. Scott Moseley

Others Present: Marci Andino, Executive Director; Harrison Brant, General Counsel; Daylin Silber, Administrative Coordinator

Chairman Wells called the meeting of the State Board of Canvassers (SBC) to order. Ms. Andino advised that all notices of the meeting had been posted as required by the Freedom of Information Act.

Mr. Wells stated that the purpose of the meeting was the certification of the results of the State House District 107 Republican Primary held on Tuesday, August 18, 2020 in Horry County. A motion was made by Ms. Day to certify the results, seconded by Mr. Edler. The motion passed unanimously.

Without further business to discuss, a motion was made by Ms. McCall to adjourn the meeting, seconded by Mr. Edler. The motion was unanimously approved. The meeting was adjourned.

Respectfully submitted,



Daylin Silber

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

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OATH OF STATE BOARD OF CANVASSERS

We, the State Board of Canvassers, hereby certify the following as the whole number of votes cast in the State House District 107 Republican Primary held in Horry County on August 18, 2020.

Candidate	TOTAL	PERCENT
Case Brittain WINNER	1,980	70.4%
Mark McBride	832	29.6%

John Wells, **Chairman**

Joanne Day

Cliff Edler

Linda McCall

Scott Moseley

STATE BOARD OF CANVASSERS

Dated this 21st day of August 2020.

**STATE ELECTION COMMISSION
AGENDA
August 21, 2020
Immediately following adjournment of the
10:00 a.m. State Board of Canvassers Meeting**

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

Old Business:

Litigation Update
Executive Session to discuss pending litigation

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Next Meeting(s):

Wednesday, September 16, 2020 at 10:00 a.m. (SEC)

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**STATE ELECTION COMMISSION
MEETING MINUTES**

August 21, 2020

**Immediately following adjournment of the
10:00 a.m. State Board of Canvassers Meeting**

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman (via teleconference); Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference) Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Harrison Brant, General Counsel; Daylin Silber, Administrative Coordinator, Alyson Stuckey, Fiscal Analyst

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Chairman Wells called the meeting to order. Ms. Andino advised all notices of the meeting had been posted as required by the Freedom of Information Act.

Old Business

A motion to enter executive session for the purpose of discussing pending litigation against the SEC was made by Mr. Edler, seconded by Ms. McCall. The motion passed unanimously, and the Commission entered into executive session.

MARCI ANDINO
Executive Director

The Commission subsequently came out of executive session, and Chairman Wells noted that no action was taken other than a vote on the motion to leave executive session.

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A motion was made by Mr. Moseley to adopt an external communications policy which states: "During the pendency of current lawsuits challenging provisions of South Carolina Election Laws, the State Election Commission must approve by majority vote any legislative recommendations regarding general election laws, which recommendations have been requested by the South Carolina Legislature." The motion was second by Mr. Edler, and passed unanimously.

With no other business to be discussed, Mr. Moseley motioned to adjourn the meeting, seconded by Ms. Day. The vote was unanimous.

Respectfully submitted,

Alyson Stuckey,
Fiscal Analyst



State Election Commission

POLICY 2020-01

POLICY ON EXTERNAL COMMUNICATIONS

During the pendency of current lawsuits challenging provisions of South Carolina Election Laws, the State Election Commission must approve by majority vote any legislative recommendations regarding general election laws, which recommendations have been requested by the South Carolina Legislature.

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

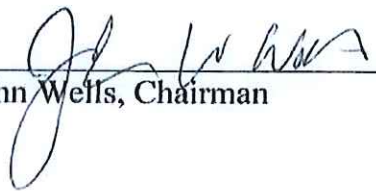
CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
Executive Director

Adopted by vote of the State Election Commission on August 21, 2020.


John Wells, Chairman

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STATE ELECTION COMMISSION

AGENDA

August 24, 2020

10:00 a.m.

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

New Business:

External Communication Policy

Executive Session to receive legal advice and discuss pending litigation

Next Meeting(s):

Tuesday, August 25, 2020 at 10:00 a.m. (SEC)

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

MARCI ANDINO
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**STATE ELECTION COMMISSION
MEETING MINUTES**

August 24, 2020

10:00 a.m.

1122 Lady Street, 5th Floor
Columbia, SC 29201

Present: Mr. John Wells, Chairman (via teleconference); Ms. Joanne Day (via teleconference), Mr. Clifford J. Edler (via teleconference), Ms. Linda McCall (via teleconference) Scott Moseley (via teleconference)

Others Present: Marci Andino, Executive Director; Harrison Brant, General Counsel; Daylin Silber, Administrative Coordinator

Chairman Wells called the meeting to order. Ms. Andino advised all notices of the meeting had been posted as required by the Freedom of Information Act.

COMMISSIONERS:

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Old Business

A motion was made by Mr. Edler to enter executive session for the purpose of discussing ongoing litigation and receiving legal advice concerning the Commission's External Communication Policy. The motion was seconded by Ms. McCall. The motion passed by unanimous vote, and the Commission entered to executive session.

The Commission subsequently came out of executive session, and Chairman Wells noted that no action was taken other than a vote on the motion to leave executive session.

MARCI ANDINO
Executive Director

With no other business to be discussed, Ms. Day motioned to adjourn the meeting, seconded by Ms. McCall. The vote was unanimous.

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Respectfully submitted,



Daylin Silber,
Administrative Coordinator

STATE ELECTION COMMISSION

AGENDA

August 25, 2020

10:00 a.m.

1122 Lady Street, Suite 500
Columbia, South Carolina 29201

CANCELLED

Old Business:

External Communication Policy

Executive Session to receive legal advice and discuss pending litigation

COMMISSIONERS

JOHN WELLS
Chairperson

JOANNE DAY

CLIFFORD J. EDLER

LINDA MCCALL

SCOTT MOSELEY

Next Meeting(s):

TBD

MARCI ANDINO
Executive Director

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