

New York State Board of Elections
Commissioners Meeting
April 29, 2025

Commissioner Berger: Good morning. I call to order the meeting of the New York State Board of Elections. My name is Henry Berger, co-chair of the State Board. I'm joined by the other commissioners, Peter Kosinski, who is also co-chair, and commissioners Essma Bagnuola and Anthony Casale. The first order of business is to rule on ballot access determinations. We have the prima facie report prepared by the staff, which deals with all objections related to the April 2025 filings. Would Election Operations please review the report?

Raymond Riley: Commissioner, I'll go ahead and do it. So we had an objection filed for a judicial delegate which did not include any district information, and so that was found to be invalid by the staff. This was for the Conservative Party. We had a subsequent specification of objection filed in the 9th JD of the 99th for both Judicial Delegates and Alternate Judicial Delegates. As there was no valid general objection filed for either Judicial Delegate or Alternate Judicial Delegate; additionally, there was no proof of service filed for these specifications; so we have found those to be invalid as well. For your consideration...

Commissioner Berger: Thank you. Are there any questions regarding the prima facie report?

Commissioner Kosinski: Yes, I have a question. I'm a little bit unclear on the report itself. So it says the objection, no district information, then your recommendation is invalid. What's invalid?

Raymond Riley: The objection is invalid.

Commissioner Kosinski: Okay. Okay, so then your next category says "decision on or off". What does off mean?

Raymond Riley: Off would mean that the objection is not valid so the objection comes off...

Commissioner Kosinski: So it doesn't mean that the candidate's off the ballot?

Raymond Riley: No, no. Commissioner, the first column of the report will reference the document that we're referring to. So in all cases, any subsequent information references that. So if we were ruling on the petition, we would show "petition" in the document field on the first column.

Commissioner Kosinski: So the on-off category refers to the objection, not to the petition?

Raymond Riley: That's correct.

Commissioner Kosinski: Okay. All right. Thank you.

Commissioner Berger: Anything further? Hearing none, I will entertain a motion to approve the report.

Commissioner Bagnuola: So moved.

Commissioner Berger: Thank you.

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Commissioner Casale: Second.

Commissioner Berger: Thank you. All in favor, please indicate by saying aye.

Commissioner Bagnuola: Aye.

Commissioner Casale: Aye.

Commissioner Kosinski: Aye.

Commissioner Berger: Aye.

Commissioner Berger: Any opposed? Any abstentions? The report is approved unanimously. I do not believe we have any old business, so we will move to new business. We have one item under new business, Resolution 25-05, which seeks approval of an electronic poll book system, ES&S ExpressPoll Version 7.2.8.0 with Windows 11 Enterprise 2024 LTSC IOT. We have been provided a testing report. Would Election Operations or somebody walk us through the resolution and the supporting materials?

Jude Seymour: Good morning, Commissioners. I'll walk you through. Jude Seymour, Deputy Director, Election Operations unit. This is a pretty standard approval of an electronic poll book system that you've seen many times and including for a prior version of the ES&S ExpressPoll version. This is just an updated version. These will be implementing Surface Go 4 tablets, and as Commissioner Berger alluded to, Windows 11. That's going to be a longer life cycle for the counties: a 10-year, Windows support sees for 10-year support. They do meet all functional and security requirements, tested by our Secure Elections Center, and this is just a standard resolution here for your approval. So I'm happy to answer any questions that you may have at this time.

Commissioner Berger: Are there any questions or discussion on this matter? Hearing none, I will entertain a motion to approve. Is there such a motion?

Commissioner Casale: So moved.

Commissioner Berger: Is there a second?

Commissioner Bagnuola: Second.

Commissioner Berger: Thank you. All in favor, please indicate by saying Aye.

Commissioner Bagnuola: Aye.

Commissioner Casale: Aye.

Commissioner Kosinski: Aye.

Commissioner Berger: Aye.

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Commissioner Berger: Any opposed? Any abstentions? Hearing none, this matter is approved unanimously. Is there any other new business? Hearing none, I'll entertain a motion to adjourn. Is there such a motion?

Commissioner Kosinski: I'll move it.

Commissioner Berger: Second?

Commissioner Bagnuola: Second.

Commissioner Berger: Thank you. All in favor?

Commissioner Bagnuola: Aye.

Commissioner Casale: Aye.

Commissioner Kosinski: Aye.

Commissioner Berger: Aye.

Commissioner Berger: We have concluded the meeting. We are adjourned. Thank you.

Commissioner Kosinski: Thank you.