

**Minutes of the New York State Board of Elections
September 15, 2017**

The meeting of the Commissioners of the New York State Board of Elections held at the offices of the New York State Board of Elections, 40 North Pearl Street, Albany, New York in the 5th Floor Conference Room was called to order at 12:25 p.m. The meeting was chaired by Commissioner Peter Kosinski. Commissioners present were Douglas Kellner, Andrew Spano and Gregory Peterson. Staff members present were: Robert Brehm, Todd Valentine, Brian Quail, Bill McCann, Nick Cartegena, Tom Connolly, Brendan Lovullo, John Conklin, Bill Cross and Risa Sugarman. The guest list is attached.

Minutes of August 2, 2017 – Minutes were approved. **The motion was approved unanimously (Commissioners Kellner, Kosinski, Spano and Peterson voting in the affirmative; 4 Yes and 0 No).**

Unit Updates:

Executive – Robert Brehm and Todd Valentine reported on several issues including:

- Sent NVRA training information to the Governor’s Voter Registration Taskforce. Waiting to hear back from them.
- Attended workshops with the Governor’s Cyber Security Advisory Board.

Legal – Brian Quail reported on activities related to the Counsel/Compliance Unit including:

- Counsel’s office has been very busy with phone call.
- Training Unit had its highest attendance since its inception.
- The political calendar will be sent out in draft for a two-week comment period, then sent to DOJ.

Election Operations – Tom Connolly reported that the Election Operations unit is working on several ongoing issues including:

- Processing the JD Roll Calls
- Brendan and Charles went to NYC on Primary Day.
- Working with PIO on the translation of the ballot proposals and audio recordings of such.
- Tom attended two meetings in DC. One on Cyber Security and one on modeling of election processes across the country.
- Discussion on ballot design.

PIO/NVRA – John Conklin reported that the PIO/NVRA unit is working on several issues.

- Clarifying information – not everyone can vote in a Reform Party Primary – only Reformed Party and unaffiliated voters can vote.
- The Unit responded to 87 FOIL requests
- Will be working on regulations to set up a link on our website to publish campaign website for state-wide candidates.
- Working on legal notices for the three ballot proposals.

ITU – Bill Cross reported on projects IT is working on:

- Working on our Cyber Security Risk assessment.

- Will be holding demos on the filing system for treasurers and county boards
- Working on the infrastructure for NYSVoter.
- Working on bring the MOVE Act project in house.

Enforcement – Risa Sugarman reported on the Enforcement Unit:

- Gave statistics for her unit for 2016.

Old Business:

- VOTE on Resolution to certify vote cast enhancements. **The motion was approved unanimously (Commissioners Kellner, Kosinski, Spano and Peterson voting in the affirmative; 4 Yes and 0 No).**

New Business:

- On Hold until next meeting - 6210.20 Automated Audit Tool.
- VOTE on Resolution 6219 for Special Federal Voters. **The motion was approved unanimously (Commissioners Kellner, Kosinski, Spano and Peterson voting in the affirmative; 4 Yes and 0 No).**
- VOTE to adopt Counsel's draft recommendation on a Fair Campaign Code complaint. **The motion was approved unanimously (Commissioners Kellner, Kosinski, Spano and Peterson voting in the affirmative; 4 Yes and 0 No).**
- Next Board Meeting is scheduled for October 23rd.
- There was a motion to go into Executive Session for litigation and a personnel issue. **The motion was approved unanimously (Commissioners Kellner, Kosinski, Spano and Peterson voting in the affirmative; 4 Yes and 0 No).**

Executive Session

The meeting was adjourned at 2:20p.m.



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**New York State Board of Elections
APPROVED RESOLUTION – September 15, 2017**

**CERTIFICATION OF DOMINION ENHANCEMENTS TO THE STATEMENT OF VOTES CAST REPORT
WORKING WITH THE CURRENT DOMINION ELECTION MANAGEMENT SYSTEM VERSION 4.9.17.0**

Whereas, Dominion Voting Systems Inc. (Dominion) has submitted enhancements to the Statement of Votes Cast Report to work with their current version of EMS for certification; and

Whereas, SLI Inc. has conducted a source code review, and NYSTEC has provided a secondary review of source code including review of NYSBOE test results to ascertain compliance with the provisions of the U.S. Election Assistance Commission’s 2005 Voluntary Voting System Guidelines, the State Board’s regulations, Part 6211 of NYCRR, and the applicable sections of New York State Election Law; and

Whereas, the summary reports of SLI Inc. and NYSTEC are herewith provided to the Board, for their consideration; and

Whereas, the Election Operations Unit has conducted functional testing of said system, and has provided a summary report, for the consideration of the Board; and

Whereas, having considered the totality of certification summary reports and the results of functional testing conducted by the Election Operations Unit, we do hereby recommend the certification of said system upgrade as herein defined;

Enhancements to the Dominion Statement of Votes Cast Report

Now, therefore be it resolved, that the Commissioners of the New York State Board of Elections, at their meeting convened on September 15, 2017, do hereby certify the Upgrade of the Statement of Votes Cast Report for use with the current version 4.9.17.0 Dominion Election Management System.

**Approved September 15, 2017
VOTE 4-0**