

THE OFFICE OF THE SECRETARY OF STATE  
STATE OF GEORGIA

IN THE MATTER OF:

STATE ELECTION BOARD MEETING

SLOPPY FLOYD BUILDING  
2 MARTIN LUTHER KING, JR. DRIVE  
8TH FLOOR, WEST TOWER  
ATLANTA, GEORGIA 30334

TUESDAY, AUGUST 12, 2014  
2:00 P.M.

PRESIDING OFFICER: BRIAN P. KEMP  
SECRETARY OF STATE  
STATE OF GEORGIA

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APPEARANCES:

Brian P. Kemp, Secretary of State, State of Georgia

Tex McIver, Member, State Election Board (by telephone)

David J. Worley, Member, State Election Board

Ralph F. Simpson, Member, State Election Board (by telephone)

Rebecca Sullivan, Member, State Election Board

ALSO PRESENT:

Chris Harvey, Esquire

Ryan Germany, Esquire

Russell Willard, Esquire (by telephone)

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TRANSCRIPT LEGEND

|            |    |                                                                                   |
|------------|----|-----------------------------------------------------------------------------------|
| [sic]      | -- | Exactly as spoken.                                                                |
| (phonetic) | -- | Exact spelling unknown.                                                           |
| --         | -- | (Dash) Interruption in speech.                                                    |
| . . .      | -- | (Ellipsis) Indicates halting speech, unfinished sentence, or omission of word(s). |
| Uh-huh     | -- | Affirmative response.                                                             |
| Uh-uh      | -- | Negative response.                                                                |

Quoted material is typed as spoken.

10:00 a.m.

## PROCEEDINGS

**SECRETARY KEMP:** Let me call to order the Tuesday, August 12, 2014 special called State Election Board teleconference meeting to order.

Our first order of business is we'll have the invocation and the pledge. So if everybody will bow with me, I'll lead us in a prayer.

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### INVOCATION

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### PLEDGE OF ALLEGIANCE

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**SECRETARY KEMP:** Thank you very much. Our second order of business is public comment. We do have one person who is with us today that would like to make a public comment. Stacy Hopkins, if you want to come up, if you don't mind, we'll let you sit in this chair right here. And if you will, for the record state your name and address, and we'll give you a couple of minutes to address the board.

**MS. HOPKINS:** All right. My name is Stacy Hopkins. I live at 737 Oak Drive, Hapeville, Georgia 30354.

I am the field director for Georgia WAND's We Count Voter Empowerment Program. In doing voter registration drives throughout this state, we've come across one particular problem we found troubling.

In one city municipality, East Point, Georgia, there is a fee of \$175 and a permit process that is necessary that would be traditional for vendors holding a larger event that would require security, sanitation, etc., that is being charged per drive. With East Point having some of the lowest performing districts in terms of voter turnout, it's very concerning to me. As you said, Secretary Kemp, about fair and free elections for all, we're not having - the less people we have participating in our democracy, it hurts us all.

So I'd like to see some of the voices get more engaged in East Point and, not particularly a complaint, per se, yet, but an inquiry about the rules and regulations for city municipalities to charge a fee to do this.

**SECRETARY KEMP:** Thank you very much for being here today. We appreciate that.

**MS. HOPKINS:** Thank you.

**SECRETARY KEMP:** Anyone else wish to make a public comment on an item other than our rules?

(Whereupon, there was no response)

**SECRETARY KEMP:** Hearing none, we'll move forward with the approval of the minutes. We've got two sets of minutes that we need to approve.

We have the Tuesday, June 10 meeting minutes. Does anybody have any changes to those minutes as drafted? If not, I will take a motion to approve those.

**MR. WORLEY:** Mr. Secretary, I would move that we approve the minutes of June 10, 2014.

**MS. SULLIVAN:** Second.

**SECRETARY KEMP:** We've got a motion by Mr. Worley and a second by Ms. Sullivan to approve the minutes of June 10. Any other discussion?

(Whereupon, there was no response)

**SECRETARY KEMP:** Hearing none, all in favor, signify by saying, "Aye."

(Whereupon, the vote was unanimous)

**SECRETARY KEMP:** All opposed, same sign.

(Whereupon, there was no response)

**SECRETARY KEMP:** That motion carries. We have approved those minutes. Our second set of minutes is from Tuesday, July 15, our 3:00 p.m. teleconference meeting.

Are there any comments or changes to those minutes, or do we have a motion?

**MS. SULLIVAN**: I move we approve those minutes.

**SECRETARY KEMP**: Ms. Sullivan moves to approve the minutes as written.

**MR. WORLEY**: I'll second that.

**SECRETARY KEMP**: Any other discussion?

(Whereupon, there was no response)

**SECRETARY KEMP**: Hearing none, all in favor, signify by saying, "Aye."

(Whereupon, the vote was unanimous)

**SECRETARY KEMP**: All opposed, same sign.

(Whereupon, there was no response)

**SECRETARY KEMP**: That motion carries. We have approved the minutes of the July 15 meeting.

Our next order of business is going to be State Election Board rule amendments. What I'm going to do is I'm going to get Mr. Germany, our general counsel, to go through and discuss each rule in the order that they are in our booklet. And then we'll take those one at a time on allowing public comment and voting on those.

We'll start under Section IV on the agenda, Number 3, as far as the rule goes, dealing with the appearance of the candidate's name on the ballot.

And at this time, if Mr. Worley doesn't object, because he is in person, I believe this would be easier to let him to this, I'm going to ask him if he would take over the chair of the meeting and I'm going to recuse myself so I won't be voting on what would be, I think, a conflict of interest for me to be voting on the appearance of my own name on the ballot or future ballots.

Mr. Worley, if you don't mind, I'll let you take over, and Mr. Germany can give you any explanations or assistance that you need.

**MR. WORLEY**: Thank you, Mr. Chairman. Mr. Germany.

**MR. GERMANY:** Yes, sir. The first rule on the agenda is an amendment to State Election Board rule 183-1-11-.02, Appearance of Candidate's Name on a Ballot. It's tab 3 in the binder.

The purpose of this rule is to clarify how a candidate's name can appear on a ballot, and also to make clear that the elections superintendent can modify the name's appearance on the ballot if necessary to comply with the rule.

We did receive one comment on the rule from Anne Lewis and Bryan Tyson. Mr. Tyson is here when we get to that point, so I will let him comment or let him explain his own comments.

But if there any questions about the rule, I'll be happy to take any.

**MR. WORLEY:** Any questions from any board members for Mr. Germany? Mr. Simpson or Mr. McIver, do you have any questions?

**MR. MCIVER:** Not me.

**MR. SIMPSON:** No.

**MR. WORLEY:** Mr. Germany mentioned Mr. Tyson's comments. Mr. Tyson, would you like to say anything in addition to what you've already presented?

**MR. TYSON:** Yes, sir, just briefly. This particular rule, I think our changes are relatively self-explanatory. Just trying to make sure the discretion language --

**MR. WORLEY:** Mr. Tyson, before you continue, if you would give your name and address for the record and the court reporter.

**MR. TYSON:** Absolutely. My name is Bryan Tyson, and my address is 1170 Peachtree Street, Atlanta, Georgia 30309.

These comments specifically related to the candidate name. Our goal was just to try to make sure that the discretionary language the Secretary and elections superintendent tracked throughout the rule; and to make sure that it was clear that the Secretary or the superintendent had the power to modify the name to make it comply at the right time, which is all the intent. Just some wording changes.

Unless you have any questions, that's all I have to say on that one.

**MR. WORLEY**: Do any of them members have a question for Mr. Tyson?

(Whereupon, there was no response)

**MR. WORLEY**: Is there anyone else present that wanted to comment on this particular rule dealing with candidate names?

**MS. HOPKINS**: I have a question. Stacy Hopkins.

In what instance would a candidate's name have to be clarified on the ballot?

**MR. WORLEY**: Mr. Germany?

**MR. GERMANY**: We've had instances where what the -- the purpose of the rule is to not allow candidates to use what the rule calls spurious phrases, title or degrees.

**MS. HOPKINS**: Like nicknames?

**MR. GERMANY**: Well, nicknames are allowed, but you can't call yourself -- my name is Ryan Germany. So I couldn't say Ryan, you know, Tax Cutter Germany, or something that's more of a message than a name. So that's the purpose.

It also just goes for some uniformity in terms of using nicknames, last names, middle names, first names, and that sort of thing.

**MS. HOPKINS**: And this would give the elections supervisor the power to change anyone who would attempt to do that because it would be a partisan basis?

**MR. GERMANY**: Correct. In the past what's happened is when a person is qualified trying to use an inappropriate name, the elections superintendent or the party, as the case may be, has told them that's an appropriate name and you can't qualify using that. And a candidate will say I will not request that.

But in the instance where the candidate won't reach that understanding, it would be in the hands of the elections superintendent.

**MS. HOPKINS**: Well, thank you for the clarification.

**MR. GERMANY:** Mr. Worley, I would just add that for this rule and regarding Mr. Tyson's comments, if the board chose to accept those comments, we could re-post the rule and vote on it at the next SEB meeting. This rule will not -- the upcoming election does not really have any effect on this. It doesn't matter if it goes into effect before that or after that.

**MR. WORLEY:** As long as it's in effect by the time of qualifying in the next election cycle?

**MR. GERMANY:** Yes, sir.

**MR. WORLEY:** Another comment?

**MR. SIMPSON:** Let me ask one question. If we accept these suggested changes from Mr. Tyson, does that change our time frame with regard to accepting the rule?

**MR. GERMANY:** Yes. If we accept the changes, we would have to re-post the rule, which we could do. And then the board would have to vote on final acceptance after the rule has been posted.

**MR. SIMPSON:** It would not affect either way the upcoming election?

**MR. GERMANY:** No, sir. This rule would not because it deals with qualifying.

**MR. SIMPSON:** If I can speak to the proposal, I think those proposed changes do clarify the rule and make a couple of things that were not explicit more explicit and clearer. So I would be in favor of accepting the proposed changes.

**MR. WORLEY:** Thank, you, Judge. We have another person who wishes to comment on the rule. Mr. Benoit, you could just state your name and address.

**REV. BENOIT:** Reverend Jesse Benoit; 5783 Rex Mill Drive, Clayton County, Georgia.

My question is as to the name on the ballot. Should it be just the name, middle initial or middle name, and last name, as opposed to name, skip, some other nickname, last name? Because, again, where we're talking about names to be able to send a signal of some type, that would not be appropriate.



If I was to say Reverend Jeffrey Benoit on mine, then that would indicate minister so the religious community would follow me there. But if I was so say Red Buck, or something else, that would send another message.

So in your change, are we excluding all of that just to go with name, middle name, middle initial, last name? I think that would be the more clearer, appropriate approach as for nicknames. And if the nicknames are open game, then so is Reverend and Ph.D., and so forth.

**MR. WORLEY:** Mr. German, would you like to comment on that?

**MR. GERMANY:** I would just say the rule, as it's written, does allow nicknames as long as the nickname is one by which the candidate is commonly known in the community. However, the nickname must not contain any spurious phrases, titles or degrees, or political slogan or message.

So there is some governance over the nickname. Reverend, for example, would not be allowed. Dr., Reverend, Judge, Mr., Miss, Ms. are ones that are particularly in there. Military or professional rank are also -- would not be allowed.

So nicknames are allowed, but there is some oversight to make sure that they do not designate a phrase, title or degree, or contain a political slogan or message.

**MR. WORLEY:** The issue with nicknames is not really a change from existing law, is it? Nicknames are currently allowed.

**MR. GERMANY:** That is correct. That is not a change from the current law.

**REV. BENOIT:** Understand that nicknames can be disparaging as well. So just for the record, the nicknames ought to be removed, if you're asking for a suggestion. But the current rule does use that. I've seen that previously, but it also casts that disparity as well.

**MR. WORLEY:** We certainly appreciate that comment, Reverend. Is there anyone else present who would like to comment on this rule change relating to the names of candidates on the ballot?

**MR. WILLARD:** Mr. Chairman, before we go on, I just wanted to clarify the three changes, or three areas, proposed by Mr. Tyson to alter.

The second one, the removal of the quotation marks phrase from the new paragraph 3 is going to remove the ability of any elections superintendent to add quotation marks to any nickname the candidate propounds, correct?

**MR. WORLEY**: Mr. Tyson, did you want to respond to that?

**MR. TYSON**: That wasn't the intent. I believe the intent was just to remove quotation marks from counting against the limit. Let's see. Wait a minute. Here we go.

Right. So you would not be able to add quotation marks.

I think one of the challenges this last time was we had, for example, Thomas Price, a candidate for Congress, who was listed as T.E. "Tom" Price, as opposed to listed as just Tom Price, which is his nickname commonly known in the community. So there wouldn't be a need to set off quotation marks in that scenario.

So I believe that's what we were aiming at there for removing quotation marks from that provision.

**MR. WILLARD**: That may have been what you were aiming at, but what you actually did in the second amendment is remove the ability of an elections superintendent or the Secretary of State to add quotation marks at all because that's the empowering clause for making grammatical changes to a candidate's listed name.

**MS. SULLIVAN**: Mr., Chairman, if I can make a comment.

**MR. WORLEY**: Ms. Sullivan.

**MS. SULLIVAN**: The previous rule required using quotation marks for a nickname, correct? I think the intent of this amended rule was to no longer require the use of quotation marks for nicknames. But I don't think we wanted to eliminate the possibility if someone wants to use quotation marks for their nickname.

So I would support approving the rest of the changes without eliminating the words "quotation marks" in the third paragraph.

**MR. WORLEY**: Any other questions or comments?

(Whereupon, there was no response)

**MR. WORLEY**: I would entertain a motion related to this proposed new rule, 183-1-11-.02.

**MR. SIMPSON**: I move we accept the rule with the changes by Mr. Tyson, with the exception of the deletion of the words "quotation marks" in paragraph sub-3.

**MS. SULLIVAN**: Second.

**MR. WORLEY**: We have a motion and a second. All in favor of that motion say, "Aye."

(Whereupon, the vote was unanimous)

**MR. WORLEY**: All opposed, same sign.

(Whereupon, there was no response)

**MR. WORLEY**: Let the record reflect that Secretary Kemp has abstained on that vote and recused himself on this issue.

That rule has been passed, and with that, I will turn the chair back over to the Secretary.

**SECRETARY KEMP**: Thank you, Mr. Worley. The next rule discussion we have is tab 4 in our book. Mr. Germany, you want to talk about that?

**MR. GERMANY**: Yes, sir. This is a rule regarding -- it's an amendment to State Election Board rule 183-1-14-.01, Absentee Ballot Envelope, Use of Symbols. The purpose of the rule is to define advanced age and it lowers the age by which a person can make one request for an absentee ballot and get that ballot for the entire election cycle from 75 to 65. It also attempts to clarify disability, which is -- the same rule applies to disability where a voter can make one absentee request and get an absentee ballot for the entire election cycle.

The final part of the rule simply updates the potential symbols that elections offices use. The purpose is really to make the rule more in line with current practice that counties are currently using.

We received one comment on the rule, again, from Mr. Tyson.

**SECRETARY KEMP**: Any questions for Mr. Germany from the board?

(Whereupon, there was no response)

**SECRETARY KEMP:** Hearing none, Mr. Tyson, you want to address us on this rule?

**MR. TYSON:** The same thing unless there are questions. Our goal, we didn't find the word disabled as defined otherwise in the Georgia code and wanted to be clear about what we're talking about: a physical disability, and someone who informs the registrar.

So, again, clarifying changes, unless you questions. That's the purpose.

**SECRETARY KEMP:** Any questions for Mr. Tyson?

(Whereupon, there was no response)

**SECRETARY KEMP:** Hearing none, anyone else to speak on this rule?

(Whereupon, there was no response)

**SECRETARY KEMP:** Any discussion among the board members about the comments that we had or the direction we want to go?

**MR. SIMPSON:** Is deleting the word "or" in subparagraph 1, is the word "or" in there just as a typo or an error or mistake? I don't read it as being necessary to that sentence, Mr. Worley.

**SECRETARY KEMP:** Mr. Germany, do we know?

**MR. GERMANY:** That appears to be a typo that Mr. Tyson caught in his . . .

**SECRETARY KEMP:** So we need the "or" in there, correct?

**MR. GERMANY:** We do not need the "or" in there. The "or" is in there, but it should not be.

**SECRETARY KEMP:** Judge Simpson, we don't need the "or."

**MR. SIMPSON:** Okay. Thank you.

**MR. GERMANY:** I was going to say one thing, Mr. Secretary. Similar to the last rule,

this rule could be re-posted and voted on at the next meeting due to where we are in the election cycle. It's not something that would take effect this election cycle because we are already at the last portion of it.

**SECRETARY KEMP:** Ms. Sullivan?

**MS. SULLIVAN:** Looking at paragraph 2 and the comment suggested by Mr. Tyson, it looks like we're defining elector meets the criteria of disability when he has a disability. That's how that reads to me. It just seems kind of redundant. Do you want to address that?

**MR. TYSON:** If I could, yes.

In the statute, meeting the criteria of disability was the language from the statute. And so what we understood the rule was intending to do was to say that refers to a physical disability where someone has been told they have -- that they've informed the elections superintendent they have a disability. So we were trying to separate it to make it clear these are the two things it means.

That disability doesn't necessarily refer to other types of disability someone may have. It strictly means a physical disability when you've informed the registrar to meet the criteria of disability as laid out in the statute.

So in a sense it is saying disability means disability. But for purposes of getting the absentee ballot, disability means you have a physical disability, and you informed the registrar of that.

**SECRETARY KEMP:** Any other questions or comments from the board members?

**MS. SULLIVAN:** Is disabled otherwise -- is it defined somewhere in Title 21?

**MR. TYSON:** We couldn't locate a place where it was.

**MS. SULLIVAN:** But the rule did permit the SEB from -- permit [sic] State Election Board from promulgating a rule that defines physical disability. And if we take this language out as you propose, then that takes away -- well, I guess we're not taking away our own power to make a rule.

**MR. GERMANY:** For our purposes, I think the intent of the rule is we don't think county registrars can really determine disability. The point is -- but they do have to be

told.

**MS. SULLIVAN**: Okay.

**MR. GERMANY**: The voter at least has to say, yes, I have a disability. And that's really -- we don't want someone to be able to say, I'm disabled. But if you didn't tell the registrar, you're basically not for these purposes.

**SECRETARY KEMP**: Anyone else?

(Whereupon, there was no response)

**SECRETARY KEMP**: Do we have a motion or any other discussion on what direction you want to go? Again, we don't have a real time constraint here so we can amend this rule and re-post it; we can table it and work on it; we can vote on it as is.

**MS. SULLIVAN**: If the intent of the rule is just to specify that, or the intent of the amendment is just to specify that you only qualify as disabled for purposes of getting an absentee ballot if you tell the registrar of that request, I'm fine with the amended changes.

**MR. SIMPSON**: I believe the original recommendation with paragraph 2, paragraph sub-2, if you read that grammatically, it really doesn't -- it's not a very clear sentence. If you read, it says:

“Purposes of this rule and purposes applying O.C.G.A., disability shall mean disabled as specified by Title 21 of the Georgia code or by State Election Board rule or regulation of any elector.”

That really is sort of -- I don't know that “of any elector” who has a physical disability doesn't follow, in my mind. Disability just means disabled as specified by Title 21 or by rule.

It looks like to me that sentence needs to be worked on.

**SECRETARY KEMP**: All right. Anyone else? Mr. Germany?

**MR. GERMANY**: Mr. Secretary, to Judge Simpson I would say that Mr. Tyson's comment I think does sort of correct that issue and says basically the same thing but in clearer language.

**MR. SIMPSON:** Do you have any objection to approving the rule with Mr. Tyson's proposed changes?

**MR. GERMANY:** No, sir.

**MR. SIMPSON:** Okay.

**MR. GERMANY:** And that would be voting to re-post the rule and then we vote final adoption at a later time.

**MR. SIMPSON:** Just like the last one.

**MR. GERMANY:** Yes, sir.

**MR. SIMPSON:** I move we accept the rule with Mr. Tyson's proposed changes.

**MR. WORLEY:** I will second that.

**SECRETARY KEMP:** So we've got a motion by Mr. Simpson and a second by Mr. Worley to accept the amendments to the rule that Mr. Tyson has offered. And that's all of his amendments, correct?

**MS. SULLIVAN:** Yes.

**SECRETARY KEMP:** Any other discussion?

(Whereupon, there was no response)

**SECRETARY KEMP:** Hearing none, all in favor, signify by saying, "Aye."

(Whereupon, the vote was unanimous)

**SECRETARY KEMP:** All opposed, same sign.

(Whereupon, there was no response)

**SECRETARY KEMP:** That motion carries. So that takes us to our last rule change, which will be dealing with poll watchers for advance voting. Mr. Germany, do you want to walk us through the last rule?

**MR. GERMANY:** This would be a new State Election Board rule, Rule 183-1-13-.06, entitled Poll Watchers for Advance Voting.

The purpose of the rule is to clarify that during advance voting a party or a candidate, as the case may be, may assign -- may appoint poll watchers for each day of advance voting. The way the -- it's not clear under the current code that you can only appoint two for the entire 21-day period.

So the purpose of the rule is to make clear that you can have two for each day and they can be different people, but it's just there can be a max of two for each day.

This rule, the timing is a little bit different on the other ones. Advance voting for this election starts October 13. I just wanted the board to be aware of that. And remember, the rule, once it's finally adopted, we would send a certified copy and it goes into effect 20 days after that.

There were two comments received to this rule. One was from Cobb County, and it's in the back of your -- it's the last page of your binder. Ms. Evelor in Cobb County makes a point that she would like the badges of poll watchers to indicate the dates on which they're allowed to be at the polls.

And then Mr. Tyson also had comments that changed -- tried to clarify some of the language without really changing substance of the rule.

**SECRETARY KEMP:** Mr. Worley, did you want to add anything?

**MR. WORLEY:** Well, sure. Since I have proposed this rule, I paid rather careful attention to the comments.

First let me talk about the comments that Ms. Eveler made from Cobb County. She suggested first that the designation letter provide dates that the different people would be doing their observation. That, I think, is implicit in the rule. I mean, they have the ability to designate a different date, and basically they have to do that or there is no effect.

And then as for the superintendent-provided badge containing the dates, that, it seems to me, is in the description of the superintendent to do that, and they would have the power to do that. And there's a rule that indicates what the rule, in fact, that she references, 183-1-13-.04, that does provide information that is to be contained on the badge. And I don't think there's anything that prevents the superintendent from putting those dates on the badge.



So I don't think those changes are necessary or appropriate to this rule.

As for Mr. Tyson's comments, I don't think those changes really change anything in the rule. And the rule, as Mr. Germany drafted it originally, made it clear that it was for the purpose of applying O.C.G.A. 21-2-408-(a)(2) and -408-(b)(3)(a), which already essentially contain all the information that Mr. Tyson wanted contained in the rule.

So I think the rule as it was originally proposed and as we originally posted it has all the information anyone would need to interpret the rule.

**SECRETARY KEMP:** Any other board members have questions for Mr. Germany or comments?

(Whereupon, there was no response)

**SECRETARY KEMP:** Mr. Tyson, you want to address us again?

**MR. TYSON:** Mr. Secretary. I definitely understand Mr. Worley's points on that. Our goal was, as we represent one of the political parties, and we didn't want to have a situation where in a general election where there's not a statutory right to submit names, that we're flooded with a bunch of candidates submitting names to us that we're required to do something with.

But I understand the -- our purpose in the changes was the same as the purpose of the original rule, and just to mirror the statute to be clear that independent candidates get one, parties get two, and then you only have the limitation for the primary versus the general to distinguish those two.

So that was the goal behind the rule, but I understand what you're saying.

**SECRETARY KEMP:** Any questions for Mr. Tyson? I think one of the things, too, we could consider as a board being under the time situation we are with the election, is if the board is comfortable with this rule and would like to get it implemented before this general election cycle, we can certainly pass this rule and then if we want, we can address any other issues that we have at a later time and tweak the rule down the road or not. I'm open for whatever.

I think we can deal with the Cobb County issue. I think the comment is very well intended and good, but I think we can handle that administratively right now as well.

And then if we need to address that later by rule, we can do that as well.  
But it is certainly up to the will of the board.

Any other board members have comments or questions?

(Whereupon, there was no response)

**SECRETARY KEMP:** Was there anyone else here wishing to speak on this rule?

(Whereupon, there was no response)

**SECRETARY KEMP:** Hearing none, we can move forward with a recommendation or further comment or discussion.

**MR. WORLEY:** I would make a motion that we adopt rule 183-1-13-.06, as we had posted it last month.

**SECRETARY KEMP:** So this will be final passage.

**MS. SULLIVAN:** I'll second that.

**SECRETARY KEMP:** We have a motion by Mr. Worley for final passage on this rule; a second Ms. Sullivan. Any other discussion from the board?

(Whereupon, there was no response)

**SECRETARY KEMP:** Hearing none, all in favor, signify by saying, "Aye."

(Whereupon, the vote was unanimous)

**SECRETARY KEMP:** All opposed, same sign.

(Whereupon, there was no response)

**SECRETARY KEMP:** That motion carries.

That, I believe, is all that we have on our agenda today. I want to thank everybody for being with us today. Hopefully we look forward to seeing you at our next State Election Board meeting.

Let's see, Mr. Willard, I apologize. Were you going to give us an update, status update? Do we need to go into executive session for that?

**MR. WILLARD:** Mr. Chairman, I had not put that on the agenda. That was put on by your staff. But I can give the board a brief update in open session.

Pursuant to our discussions at our last meeting, a letter was sent to the Fulton County Board of Elections attorney and we are continuing to have ongoing discussions about that.

That's all I want to say in open meeting at this point, Mr. Chairman.

**SECRETARY KEMP:** Any questions for Mr. Willard or, we could certainly move to executive session if we need to. But it sounds like we don't necessarily need to do that, unless Mr. Germany tells me different.

(Whereupon, there was no response)

**SECRETARY KEMP:** Thank you, Mr. Willard.

Now I think that concludes our business for this meeting. I'll be glad to take a motion for adjournment.

**MS. SULLIVAN:** I move.

**MR. WORLEY:** Second.

**SECRETARY KEMP:** Ms. Sullivan moves that we adjourn this meeting; Mr. Worley seconds.

All those in favor, signify by saying "Aye."

(Whereupon, the vote was unanimous)

**SECRETARY KEMP:** All opposed, same sign.

(Whereupon, there was no response)

**SECRETARY KEMP:** That motion carries. We are adjourned.

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(Whereupon, the proceedings were concluded)

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## CERTIFICATE

STATE OF GEORGIA)

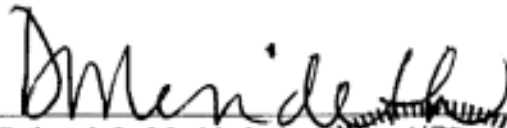
COUNTY OF DEKALB)

I, Deborah L. Merideth, hereby certify that the foregoing record was taken down in the stated caption; that the colloquies, questions and answers were reduced to print by me or under my direction; and that the foregoing pages represent a true, correct and complete record of the evidence given.

The above certification is expressly withdrawn and denied upon the disassembly and/or photocopying of the foregoing transcript or any part thereof, including exhibits, unless said disassembly and/or photocopying is performed by or under the auspices of the undersigned and the signature and original seal are attached thereto.

I further certify that in accordance with O.C.G.A. 9-11-28(a), I am not a relative, employee, attorney or counsel of any party, nor am I financially interested in the instant action.

This the 25th day of July, 2014.

  
Deborah L. Merideth  
Certified Court Reporter  
State of Georgia

