



South Dakota Secretary of State
SHANTEL KREBS

State Board of Elections
Thursday, October 13, 2016

SD Association of County Officials Office Building
215 East Prospect
Pierre, South Dakota

Conference Call Dial-in Information:
Dial-in Number is 866.410.8397
Conference Code is 2178377981

Secretary Krebs called the meeting to order at 1:01 pm (Central Time).

Present via conference call: Cindy Brugman (Board of Elections member), Margaret Gillespie (first hour) (Board of Elections member), Drew Duncan (Board of Elections member), Pam Lynde (Board of Elections member), and Mitch LaFleur (Board of Elections member)

Present in person: Secretary Shantel Krebs (Chair, Board of Elections), Linda Lea Viken (Board of Elections member), Kea Warne (Deputy Secretary of State, Election Services), Kristin Gabriel (HAVA Coordinator), Rachel Schmidt (Election Coordinator), Christine Lehrkamp (State Election Coordinator), Tom Deadrick (Deputy Secretary of State, Business Services), Jason Williams (Public Information Officer), Julie Pearson (Pennington County Auditor), Annie Mehlhaff (Legislative Research Council), and Bob Mercer (press).

Quorum present

A motion was made to approve the minutes of the May 23, 2016 Board of Elections meeting by Linda Lea Viken, second by Mitch LaFleur. Roll call vote: Cindy Brugman- Aye; Margaret Gillespie- Aye; Drew Duncan- Aye; Pam Lynde Lyde- Aye; Mitch LaFleur- Aye; Linda Lea Viken- Aye; Secretary Krebs- Aye; Approved.

Kristin Gabriel provided an update on the state of South Dakota's federal grants. The Health and Human Services (HHS) grant was to be used for making polling places accessible from 2003-2011. This grant has been fully expended. The South Dakota Secretary of State's office was notified by the Administration on Intellectual and Developmental Disabilities, Administration for Community Living that no quarterly reports were submitted from 2010-2014. The final report was submitted to HHS at the end of September this year. The previous administration didn't expend enough so South Dakota missed out on \$200,000 due to the 5 year grant period.

The Federal Voting Assistance Program (FVAP) Grant was used for iOasis and is currently being used for UOCAVA. During the 2014 General Election, only 27 military members utilized the iOasis system which cost \$648,000 to design and \$50,000 a year for maintenance fees. Only certain military members could access the system because a CAC card had to be used and not all

levels of the military are given access to a CAC card. Secretary Krebs made the decision to stop utilizing iOasis because of the high cost to maintain each year compared to the low amount of military voters utilizing the system. The previous administration's Help America Vote Act (HAVA) administrator submitted a request the day before he left and it was rejected due to non-reimbursable items being submitted. The secretary of state's office is currently working on the resubmission.

Kristin Gabriel spoke on HAVA Title I and II funds. Initial funds were distributed in 2004. The audit firm, McBride, Lock and Associates, out of Kansas City, came to Pierre August 8-12 for the first round of the audit. They came back September 19-23 for the second round. The most common issues with the audit were employee salaries, property inventory, procurement and lack of supporting documentation. The secretary of state's office has taken corrective action since taking office January of 2015 and has implemented internal procedures.

The Board of Elections moved onto the proposed legislation for the 2017 Legislative Session. Secretary Krebs explained item that #1 on the agenda would place a flat fee on the request for electronic copies of petitions. Explained that flat fees would be simpler to calculate.

Linda Lea Viken asked what the \$500 amount was based on.

Secretary Krebs explained that the number seemed reasonable and would go to the general fund.

Margaret Gillespie asked about style and form. Suggested adding the word "the" before request. Asked if there should be a comma or a divider between "candidate" and "fifteen". She asked if there was any mathematical formula for determining the dollar amount for the petition copy cost.

Secretary Krebs stated that no mathematical formula was used.

Drew Duncan asked how many petition sheets are usually turned in.

Secretary Krebs stated that it depends but usually around 1000.

A *motion* was made to approve item #1 by Linda Lea Viken, second by Mitch LaFleur. Roll call vote: Cindy Brugman– Aye; Margaret Gillespie– Aye; Drew Duncan – Aye; Pam Lynde– Aye; Mitch LaFleur– Aye; Linda Lea Viken– Aye; Secretary Krebs– Aye; Approved.

Secretary Krebs explained changing the wording in item #2 and that this section is based on situations the office experienced. She explained that her staff had two ballot question measures submitted electronically. In both cases, the challengers submitted the challenge electronically minutes before it was due. The proposal is requesting a change to say "in a medium permitted by the secretary of state." There was discussion about receiving an affidavit electronically.

Linda Lea Viken stated that "may" needs to be added back into the sentence.