

Minutes State Election Commission Meeting May 19, 2009

The State Election Commission meeting was called to order by Chairman Head at 11:05 a.m. with Commissioners DuBois and Wallace present. Commissioner Duckett was connected telephonically. Election staff members present were Mark Goins - Coordinator of Elections, and Kathy Summers - Elections Specialist.

Motion was made, seconded and unanimously approved to adopt the minutes from April 20, 2009.

Pursuant to T.C.A. § 2-12-101 and 2-12-104, motion was made, seconded and unanimously approved to accept the nominations for county election commission appointments as submitted and to leave the nomination process open until 4:30 p.m. central time May 19, 2009. **(See attached New Appointment Status Report for appointments made.)**

Motion was made, seconded and unanimously approved to reappoint those nominees that were appointed April 6, 2009, but failed to return their oaths. (See attached report labeled Awaiting Oath Letters for those reappointed.)

Motion was made, seconded and unanimously approved that Jimmy Wallace become Chairman effective June 1, 2009.

Motion was made, seconded and unanimously approved that Greg Duckett become Secretary effective June 1, 2009.

Coordinator Goins - Update:

- ⇒ Coordinator Goins advised that the TN Ethics Commission is currently subject to Sunset and that the Ethics Commission voted on Monday to relieve the Executive Director of his duties.
- ⇒ An update was given on the legislation that is sponsored by Senator Norris that would add two (2) additional members to the State Election Commission. The two (2) new members would be republican. If passed the makeup of the commission would be four (4) republicans and (3) democrats.
- ⇒ Coordinator Goins reminded the State Election Commission that the commission is currently under Sunset Review. If the legislation to expand the State Election Commission does not pass Coordinator Goins believes that the House and Senate will Sunset the State Election Commission.

- ⇒ An Attorney General's Opinion has been sought to determine the ramifications should the State Election Commission not be in existence. It appears that the local county election commissions would stay in the posture they are currently until there is a vacancy, death or a lack of quorum to exist.
- ⇒ The Tennessee Association of County Election Officials (TACEO) will hold their annual meeting and seminar June 28 through July 1, 2009 in Memphis. All commissioners are invited to attend and there are funds in the budget for all members to attend.
- ⇒ Coordinator Goins and staff have developed an Intranet site for county election officials' use. Kathy Summers will provide the site, user login and password to State Election Commissioners.
- ⇒ Coordinator Goins updated Commissioners on the Voter Confidence Act. There are two pieces of legislation that would either repeal the Act or delay the Act until 2012. The Elections Division is currently supporting a delay as there are no machines certified to the 2005 EAC standards as is required under the current Act. Local county officials have determined that the legislation would cost \$11.7 million dollars in 2010.

Various individuals attending the meeting discussed voting machines and the Voter Confidence Act.

The next meeting will be held on June 16, 2009 at 11:00 a.m. in the Robertson Room of the William R. Snodgrass-Tennessee Tower.

Motion was made to adjourn, and there being no further business to come before the commission at this time, the meeting was adjourned.

Respectfully submitted,

Jimmy Wallace, Secretary
State Election Commission