

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

January 27, 2012
3:00 p.m.

Present: Mr. John H. Hudgens, III, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers; Mr. Tom Waring (via teleconference); and Ms. Nicole White.

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire, Director of Public Information & Training

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Mr. Hudgens stated the first item of business was the certification of the Republican Presidential Preference Primary held on January 21, 2012. Ms. Andino presented the results as follows:

Candidate	Total	Percent
Michele Bachmann	491	0.08%
Herman Cain	6,338	1.05%
Newt Gingrich	244,065	40.42%
Jon Huntsman	1,173	0.19%
Gary Johnson	211	0.03%
Ron Paul	78,360	12.98%
Rick Perry	2,534	0.42%
Mitt Romney	168,123	27.85%
Rick Santorum	102,475	16.97%
	603,770	

Ms. Andino stated an audit of the results was performed prior to certification by most counties. Ms. Andino stated there is no requirement for counties to perform the audit; however legislation has been introduced to make the audit mandatory.

Mr. Waring made a motion to certify the results of the Presidential Preference Primary as presented. Ms. Bowers seconded the motion. The motion carried unanimously, and the results were certified.

There being no further business, Mr. Waring moved to adjourn the meeting. Ms. White seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Chris Whitmire
Director of Public Information and Training

- COMMISSIONERS
- JOHN H. HUDGENS, III
Chairperson
- MARCI A. ANDINO
Executive Director
- MARILYN BOWERS
- THOMAS WARING
- NICOLE S. WHITE

MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
www.scvotes.org

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

January 27, 2012
3:00 p.m.

Present: Mr. John H. Hudgens, III, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers; Mr. Thomas Waring (via teleconference); Ms. Nicole S. White.

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire, Director of Public Information & Training

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Chairman Hudgens welcomed new member Nicole Spain White to the Board and congratulated her on her recent appointment.

Approval of Minutes

Chairman Hudgens stated the first item of business was approval of the minutes of the SEC meeting on October 19, 2011. Ms. Bowers moved to approve the minutes as submitted. Ms. White seconded the motion. The motion passed unanimously, and the minutes were approved.

New Business

Ms. Andino reminded Commissioners of the requirement to file Statements of Economic Interests on the State Ethics Commission's website by April 15th.

Ms. Andino reported the SEC now has a copy of the list of more than 900 voters that the S.C. Department of Motor Vehicles (DMV) claimed were deceased but had votes cast in their names in recent elections. She stated the Agency would investigate the claims. Ms. Andino stated the claims were originally made two weeks ago by DMV Director Kevin Shwedo in testimony before the House Election Laws Subcommittee. Ms. Andino stated she testified this week regarding the claims, and a copy of her testimony had been posted on the agency website. She stated her testimony included the fact that the Agency was able to acquire only six of the names prior to her testimony, and all six were explained by reasons other than fraud. She stated DMV provided the list shortly after her testimony. Ms. Andino stated the investigation of each claim would be a laborious, time-consuming process as pertinent records are house in various locations throughout the state (SEC, State Records Center, county voter registration offices). Chairman Hudgens stated that he was at the Election Laws Subcommittee meeting, and it was clear to him that House members were concerned about the SEC working with DMV to help ensure the accuracy of the voter registration list and identify any voter fraud. He stated the SEC is now working with DMV to accomplish those goals.

Old Business

The first item of old business was an update on the Republican Presidential Preference Primary (PPP). Ms. Andino stated the PPP was a success, there were relatively few calls about election day problems, and there were no reports of abnormally long lines or problems with voting

machines. She stated this was the first statewide election for many new SEC staff, and it was a good election for them to gain experience in preparation for the election year.

Next on the agenda was an update on the SEC's application for a federal grant to improve the voting process for military and overseas citizens. Ms. Andino stated the SEC has not yet been contacted, but that grant funds were still available.

Next was an update on the status of the photo identification law. Ms. Andino stated the U.S. Department of Justice notified S.C. of its objection to the law on December 27, 2011. She stated the S.C. Attorney General's office (AG) has announced plans to challenge the objection in U.S. District Court. Ms. Andino stated the SEC has asked that the Agency be removed as a party to the suit as the SEC is only an implementing agency. She stated that the Agency has also asked the AG whether the SEC needs outside counsel due to a potential conflict of interest with the AG representing the Agency. She stated the AG says that since the suit has not been filed, the AG can continue to represent the Agency.

Next was an update on the new Voter Registration and Election Management System (VREMS). Ms. Andino stated that VREMS went live on December 9. She stated it replaces a very old system created in the 1960s and modified in 1992. She stated that the system worked well overall in its first use in a statewide election. Ms. Andino stated the system's use in the PPP helped identify key changes that need to be made to the system. She stated that county users were pleased with the system overall, and that improvements to the system will be continuous.

The next item on the agenda was an update on redistricting. Ms. Andino stated that most counties have completed updating voter records to reflect changes in State House lines. She stated that the suit filed in federal court over the Congressional, State Senate, and State House lines was to be heard during the last week of February. She stated the Agency would make a decision soon on when to make Congressional and Senate changes. Ms. Andino stated that the changes require a lot of work, and state and county election officials would want to avoid having to repeat the work if the Court set new lines. However, she stated that work needs to begin soon to allow adequate time to ensure accuracy of the changes. Ms. Bowers asked if there was any chance the State Primary would be delayed. Ms. Andino stated that while that has been done in the past, it is currently not feasible due to state and federal requirements to send ballots to military and overseas citizens. She stated the SEC has asked the AG to notify the Court of this.

The next item on the agenda was the 2012 PPP Audit. Ms. Andino stated that a precertification audit was conducted for the first time, and the process went relatively well. Chairman Hudgens stated there was good collaboration and participation from counties. Ms. Andino stated that participation was great and the Agency was getting good feedback on ways to improve the process going forward.

Chairman Hudgens stated the next meeting of the SEC and State Board of Canvassers would be February 15.

There being no further business, Mr. Benson moved to adjourn the meeting. Ms. White seconded the motion. The motion passed unanimously, and the meeting was adjourned.

Respectfully submitted,



Chris Whitmire
Director of Public Information & Training

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

February 15, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers (via teleconference), Mr. Thomas Waring (via teleconference), and Ms. Nicole Spain White.

Others Present: Ms. Marci Andino, Executive Director; Ms. Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Mr. Waring moved for approval of the November 16, 2011 minutes. Ms. Bowers seconded. The November 16, 2011 meetings were unanimously approved.

New Business

Ms. Andino reported that she and Janet Reynolds, Director of Administration, recently met with the Senate Finance subcommittee to present the SEC's budget request for fiscal year 2012-13. She advised the commissioners that the SEC had three budget requests. The agency's first budget priority is \$3,860,000 for the 2012 statewide general election. The second priority is \$500,000 to restore funds for budget reductions absorbed by the agency over the last several years. The third priority is a request for \$5,000,000 in funds to replace a new statewide voting system. The current system will need to be replaced in the next 5 to 6 years. Ms. Andino stated that this request will be recurring for the next several years in an attempt to avoid requesting a large amount of funding at one time when the new system is necessary.

The Governor's recommendation for the SEC's 2012-13 budget was to include a recurring line item in the general fund for election funding in the amount of \$2,000,000 to pay for the 2012 statewide general election. \$1,860,000 was also included in nonrecurring capital reserve funds to provide the remaining resources needed to conduct the election. Ms. Andino reported that both the House Ways and Means and Senate Finance subcommittees have been very receptive to the SEC's budget requests. Chairman Hudgens stated he thought it was a good idea to request the funds for the new voting system over several years.

Old Business

The first item of old business was a report on the 2012 Presidential Preference Primaries (PPPs). Ms. Andino stated that the agency is beginning to receive reimbursement requests from counties, and the requests will be closely monitored to ensure that only those items that are allowable are reimbursed. Special focus will also be placed on ensuring that the counties did not go over the amount allocated for poll managers for the PPP. Ms. Andino stated the agency is also beginning

to receive PPP voter registration lists from the counties. Voter participation is captured from the lists, and the process for gathering the information usually takes approximately three months.

Next on the agenda was an update on the SEC's application for a federal grant to improve the voting process for military and overseas citizens. Ms. Andino stated that she received a call last week advising that, while the entire \$3,000,000 is not available, some funds are available. Ms. Andino stated that no match is required in order to receive the federal funds. The SEC and NWN Corporation are discussing how the original amount proposed to complete the UOCAVA project can be scaled down to accommodate the lesser amount of funding.

Ms. Andino updated the commissioners on the status of the photo identification law. Ms. Andino stated that the Attorney General has filed a lawsuit in U. S. District Court over the decision of the Department of Justice not to pre-clear the photo identification legislation. Ms. Andino stated that the SEC is not a party to the lawsuit, as the agency is trying to remain neutral in the situation. Since the Attorney General has filed suit against the Department of Justice's decision, the SEC has requested permission from the Attorney General's Office to receive legal representation from an outside counsel. A response has not yet been received.

Mr. Waring asked for clarification on the forms of identification that would be accepted under the new law. Ms. Andino stated a South Carolina driver's license, an ID issued by the Department of Motor Vehicles, a voter registration card with a photo, a passport, or a government issued ID were included for acceptance under the new legislation.

Also in regard to photo identification, Ms. Andino updated the commissioners on the Department of Motor Vehicles (DMV) allegation that 953 people who voted in recent elections were dead at the time of the election. Ms. Andino stated that she and several staff members have been researching the information since the specifics were provided by the DMV in late January. She stated the research was conducted on 207 voters from the 2010 statewide general election. She said of the 207 researched, approximately $\frac{1}{4}$ of them were name mismatches, and that counties should be able to go back and verify the social security numbers to correct those errors. $\frac{1}{2}$ of the alleged dead voters were clerical errors where the poll manager marked either the line above or below the correct line. The remaining 25 - 30% are scanning errors. She stated the SEC will make adjustments to the current scanning procedures in an attempt to reduce the human error factor when scanning the lists.

Chairman Hudgens asked how much time has been spent on the research. Ms. Andino stated that approximately seven SEC staff members have been assisting and the personnel cost for the research is approaching \$10,000. Ms. Bowers asked if the commissioners could get a copy of the statistics on the 207 voters that have been researched thus far. Ms. Andino stated she would provide the results of the research to the Attorney General's Office and to SLED. She stated the SEC does not have the resources necessary to continue the investigation, but will assist SLED if they wish to continue the investigation.

Next was an update on redistricting. Ms. Andino reported that the Democratic Party has dropped their complaint with the Senate district changes, but House and Congressional districts are still being challenged. She stated that the counties have been advised to proceed with making their redistricting changes to ensure that all voters are moved into their appropriate districts before candidate filing opens on March 16th. The Court will begin hearing the redistricting case on February 21st. Ms. Andino stated that the SEC will be monitoring the actions of the Court and will advise the commissioners accordingly.

The next item on the agenda was the 2012 Presidential Primary Audit. Ms. Andino reported that all 46 counties have been audited. However, one county has not sent their complete data due to changes in staff. Ms. Andino stated she doesn't anticipate a change in the vote totals resulting from any findings in the audit. She stated that Senate Bill 1025 is currently being considered by the Senate. S 1025 requires a pre-certification audit on all elections, and would also require regulations be established by the SEC for the audit process. The SEC is currently working on the development of the audit regulations.

Ms. Andino reminded Commissioners to submit their Statement of Economic Interest forms. The deadline for submitting the forms is April 15th, and penalties will be assessed on all late submissions.

Ms. Andino informed the commissioners of House Bill 3392 which is a technical cleanup bill. The bill requires the political parties to submit the names of their candidates to the SEC 5 days following candidate filing instead of the current 10 days. The change would allow the SEC 5 additional days to prepare databases for elections. H 3392 also provides a procedure for rescheduling elections in the event of inclement weather. Ms. Andino stated the law is currently silent on the matter. Ms. Andino stated that she would like to propose the rescheduled date be printed in the notice of election.

Ms. Andino advised the commission of Bill S 304 which would require proof of citizenship when registering to vote.

The next meeting was scheduled for March 21st at 10:00. There being no further business, Mr. Waring moved to adjourn the meeting. Mr. Benson seconded the motion. The motion passed unanimously, and the meeting was adjourned.

Respectfully submitted,



Janet Reynolds
Director of Administration

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

March 21, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers (via teleconference); Mr. Thomas Waring (via teleconference); Ms. Nicole S. White.

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire, Director of Public Information & Training.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Chairman Hudgens stated the first item of business was approval of minutes of meetings on December 14, 2011 (SEC); January 27, 2012 (SEC & SBC); February 15, 2012 (SEC). Mr. Waring moved to approve the minutes. Ms. Bowers seconded the motion. The motion passed unanimously and the minutes were approved.

New Business

Ms. Andino provided a report on the status of the FY2012-2013 Agency budget in the General Assembly. She stated the Agency had three budget priorities: funding the 2012 General Election, recouping funds lost in recent budget reductions, and acquiring seed funds for future replacement of the statewide voting system. Ms. Andino stated the current House budget provides \$3 million for the General Election, but no recoupment of lost funding or voting system seed money. She stated the House has suggested that election funds become recurring funds in future budgets. The Senate has yet to take up the budget.

Ms. Andino stated the Agency continues to prepare for the June Primaries. She stated many counties must first complete redistricting for Congress, State Senate, State House, and other county and city districts. Ms. Andino stated that redistricting is an enormous undertaking. She stated House redistricting began in the fall, and Senate and Congressional redistricting began in January due to the potential for changes related to pending lawsuits. Ms. Andino stated staff continues preparing master databases for the voting system. She stated the Agency goal for completion of all databases for county election commissions is April 28th. She stated the Agency will hold its 2012 Primary Workshop on April 26th.

Ms. Andino reported that the Federal Voting Assistance Program (FVAP) had contacted the SEC regarding its grant request. She stated the SEC is currently in negotiations with FVAP, and a conference call is scheduled for tomorrow. Ms. Andino stated the SEC requested \$3.1 million to enhance voting for military and overseas citizens, and FVAP was offering \$1.7 million. She stated the SEC was modifying its grant application to conform.

Ms. Andino reported that the S.C. Attorney General's Office recently filed suit in U.S. District Court to gain preclearance of H3003, but she had heard of no activity since the suit was filed. Mr. Hudgens asked if there had been any further requests related to the "dead voters" investigation. Ms. Andino replied that public interest in the investigation seemed to waning.

She stated that she remained in contact with SLED, which is conducting its own investigation of the claims, and has been answering questions and providing information.

Ms. Andino reminded Board members that the deadline to file Statements of Economic Interests is April 15th.

Ms. Andino reported that a bill authorizing online voter registration was in legislative subcommittee this week. She said that under the bill's provisions, voters would go to the SEC or DMV websites, and if they have a Drivers License or DMV ID, they could register online. She stated this process would be good for elections by making it easier for citizens to register to vote.

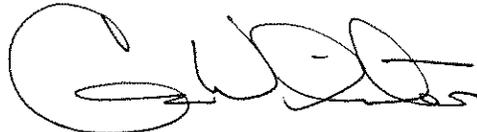
Ms. Andino reported that the House and Congressional redistricting plans were upheld by the Court. She stated the Democratic Party filed an appeal with the U.S. Supreme Court, but it was unclear whether the Court would hear the case. Ms. Andino stated that the SEC was now providing documents to the Court in the Greenville Republican Party lawsuit over registration by party, and the Agency was being represented by Andrew Lindeman.

Ms. Andino reported that the Governor's office has ordered the State Election Commission and Horry County Election Commission to conduct the Town of Atlantic Beach election that was overturned by the Atlantic Beach Election Commission. She stated that the Order cited the fact that the town election commission had not set a date for a new election to be held or otherwise provided for the election. She stated the SEC has asked the Attorney General's office for guidance on the question of which election commission would hear any protests in the new election.

Chairman Hudgens stated the next meeting of the SEC would be April 18th at 10:00 a.m.

There being no further business, Mr. Waring moved to adjourn the meeting. Mr. Benson seconded the motion. The motion passed unanimously, and the meeting was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Whitmire", written over a horizontal line.

Chris Whitmire
Director of Public Information & Training

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

April 18, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers (via teleconference); Mr. Thomas Waring (via teleconference); Ms. Nicole S. White.

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire, Director of Public Information & Training, and Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Chairman Hudgens stated the first item of business was approval of the minutes of the SEC meeting on March 21, 2012. Chairman Hudgens advised that the March 21st minutes would be held over until the May SEC meeting so that all commissioners would have an opportunity to review them prior to the meeting.

New Business

Ms. Andino advised the commissioners that a new election for Mayor and Council in Atlantic Beach was ordered by the Governor. The SEC and county election commissioners have been ordered to conduct the new election which will be held on May 22nd. She further stated that the SEC will provide training for candidates and poll watchers. Ms. Andino stated she has asked the Attorney General's Office to offer guidance on holding protests, and she has asked the county election commission to put the county attorney on notice that a protest will be likely. Ms. Andino further stated that SEC will be present in Atlantic Beach during the election.

The next item of business was candidate filing. Ms. Andino reported that the SEC has received letters from the S. C. Democratic Party and a private citizen asking the SEC not to place some candidate's names on the ballot for the June statewide primaries due to untimely filing. Ms. Andino stated that she has referenced a 1995 letter which relates to a similar situation. The letter states that the responsibility for approving or denying names for the ballot rests with the party. Ms. Andino stated that she has conferred with Sonny Jones at the S. C. Attorney General's office regarding the matter and Mr. Jones agreed that the matter is a party issue and should not be addressed by the SEC. Ms. Andino stated that she had informed the county of the SEC's position on the matter. Chairman Hudgens agreed that the SEC's position is that this is a party matter.

Ms. Bowers stated that she feels Title 7 is outdated in many ways which leaves some issues open for interpretation. She asked Ms. Andino if the matter can be addressed with the legislature. Ms. Andino stated that the General Assembly is aware, and that the matter will be addressed with the legislature during the next legislative session, but it is too late for it to be taken up during the current session. Ms. Andino stated that the State Ethics Commission has also been involved in this issue and they will likely address the matter during the next legislative session as well.

Ms. Andino reported that a member of the General Assembly has requested an audit of the statewide voting system. The Legislative Audit Counsel (LAC) will conduct the audit. She stated that the request stems from a James Island Public Service Commission election, where a ballot style was left off of several voting machines. Ms. Andino reported that the error was human in nature and not a voting machine error. The LAC has requested some materials from the SEC to be used in conducting the audit. She stated that the SEC is currently gathering those items. Ms. Andino advised that the SEC will meet with someone from the LAC on April 24th and she will keep the commissioners apprised of the situation.

Old Business

Next on the agenda was an update on the status of the federal funding provided through a grant under the Federal Voting Assistance Program (FVAP) for which the SEC recently applied. Ms. Andino stated that the SEC has been notified the agency will receive \$1.7M, and the funds will be used to improve the voting process for military and overseas citizens.

The next item under old business is the SEC's budget. Agency budgets are currently being discussed in Senate subcommittee meetings. They will be addressed in full committee next week, and debate on the Senate floor is scheduled for the week of May 15th.

Ms. Andino reported that the SEC has been working on preparing databases for the June statewide primary elections. She stated that the SEC is preparing databases for 34 counties, and approximately 30 of those county's ballots are complete. The SEC is waiting for county approval on the other counties databases. Ms. Andino stated that Allendale County will not be holding statewide primaries in June due to the county not having any offices that will require a primary. Several other counties will not have all precincts open during the primary due to no offices in those precincts requiring a primary as well. The SEC will be holding a statewide primary training meeting next week for the counties.

Ms. Andino reminded the commissioners that all Statement of Economic Interest forms should have been filed by April 15th.

The next item for discussion was legislation. Ms. Andino reported that the technical cleanup bill is being amended to address late special elections. She stated that this bill is receiving attention now because of the recent vacancies in Senator McConnell and Representative Viers' seats.

The next item for on the agenda was legal issues. Ms. Andino reported that the Attorney General's Office has approved the use of outside counsel for the SEC in regard to Photo ID. Attorney Butch Bowers has been retained by the SEC. The Court has ordered the SEC to provide a copy of the voter registration system database and other information by Friday, April 20th. It is likely that arguments will be heard by a 3 Judge panel in Washington D. C. in July and the Court will rule in August. The Court has asked the SEC for a date that the SEC would need to know if Photo ID received pre-clearance in order to implement it for the November general election. The SEC gave the Court a date of August 1st. Initially, the SEC would have had a year to train and educate the voters on the new requirements for photo ID. With the timeframe being much shorter, the agency will need to use mass media, as well as other outlets to inform the voters in time for the November election.

The next legal issue is the Greenville County registration by party lawsuit. Ms. Andino reported that Andrew Lindeman is representing the agency in the matter.

Chairman Hudgens stated the next meeting of the SEC would be May 16th at 10:00.

There being no further business, Mr. Waring moved to adjourn the meeting. Ms. Bowers seconded the motion. The motion passed unanimously, and the meeting was adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Janet Reynolds". The signature is written in a cursive, flowing style with a large initial 'J'.

Janet Reynolds
Director of Administration

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

May 16, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers (via teleconference); Mr. Thomas Waring (via teleconference); Ms. Nicole S. White.

Others Present: Ms. Marci Andino, Executive Director; and Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Chairman Hudgens stated the first item of business was approval of the minutes of the SEC meeting on April 18, 2012. Mr. Waring moved to approve the minutes. Mr. Benson seconded the motion. The motion passed unanimously and the minutes were approved.

New Business

There were no new business items on the agenda.

Old Business

The first item under old business was an update on the new election for Mayor and Council in Atlantic Beach. Ms. Andino reminded the commissioners that the SEC and county election commissioners have been ordered to conduct the new election which will be held on May 22nd following the original election being overturned. Ms. Andino reported that two SEC employees conducted a training workshop for candidates, campaign staff and poll watchers on Tuesday, May 15th in Atlantic Beach. The SEC employees who conducted the training reported that it was successful. Ms. Andino stated that she has received very positive feedback from the attendees. She further stated that the SEC will be have a presence in Atlantic Beach during the election next Tuesday. Ms. Andino stated that approximately 300 voters will be eligible to vote in the election, and the polling place has been moved from the community center to a church. Ms. Andino reported that a protest is fully anticipated following the election.

The next item of business was an update on the SEC's 2013 budget. Ms. Andino informed the commissioners that the budget is currently being debated on the Senate floor. She stated that the SEC's first priority on the budget request is usually a request for funds to conduct either the statewide primaries or the statewide general election, depending on the fiscal year. She reported that for the agency's 2012-13 budget, the Senate Finance subcommittee recommended \$3.86M in recurring election funds be included. Additionally, the Senate Finance subcommittee has recommended \$150,000 in recurring operating funds for the agency.

The next item of business was the preparations for the June statewide primaries. Ms. Andino reported that a workshop was conducted for the counties on April 26th. Ms. Andino further reported that the SEC has removed candidates for both the Democratic and Republican parties from the ballot based on the Supreme Court Order to do so due to improper filing. Ms. Andino stated that the counties have been advised to move forward with preparations for the June primaries. Chairman Hudgens asked if all the candidate's that were to be removed were removed before the ballots went sent out. Ms. Andino replied that the ballots for military and overseas voters were sent out before April 28th containing only federal offices.

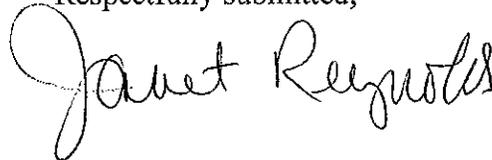
There were no legislative items to be discussed.

Ms. Andino reported that the agency is currently involved in 7 legal matters which include Registration by Party, Photo ID, and five concerning candidate filing.

Ms. Andino provided the commissioners with a list of meeting dates which will be necessary to certify the upcoming elections. Chairman Hudgens asked the other commissioners to put the dates on their calendars and try to keep the dates available if possible. He stated that June 15th would be a good time for the commissioners to have an in-person meeting, and he asked the commissioners to make every effort to be at the SEC office for the June 15th meeting when the members will hold the regular monthly meeting as the State Election Commission and will certify the results from the June 12th statewide primaries as the State Board of Canvassers.

There being no further business, Mr. Benson made a motion to adjourn and Ms. Bowers seconded the motion. The motion passed unanimously and the meeting adjourned.

Respectfully submitted,

A handwritten signature in cursive script that reads "Janet Reynolds". The signature is written in black ink and is positioned above the printed name and title.

Janet Reynolds
Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

June 1, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); Mrs. Marilyn Bowers (via teleconference); Mr. Tom Waring (via teleconference); and Ms. Nicole White (via teleconference).

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire, Director of Public Information & Training

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Mr. Hudgens stated the first item of business was the certification of the Republican Primary for State Senate District 41 held in Charleston County on May 29, 2012. Ms. Andino presented the results as follows:

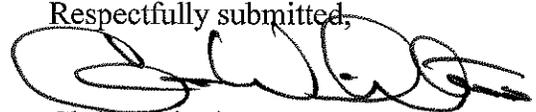
Candidate	Votes	Percent
Wally Burbage	979	34.3%
Walter Hundley – WINNER	1,648	57.7%
Sean Pike	193	6.8%
John Steinberger	37	1.3%

Ms. Andino stated an audit of the results was performed prior to certification.

Mr. Waring made a motion to certify the results of the Republican Primary for Senate District 41 and declare Mr. Walter Hundley as the winner in this primary. Ms. White seconded the motion, and it passed unanimously.

There being no further business, Mr. Waring moved to adjourn the meeting. Ms. White seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Chris Whitmire
Director of Public Information & Training

COMMISSIONERS

JOHN H. HUDGENS, III
Chairperson

Mr. A. BENSON

MARILYN BOWERS

THOMAS WARING

NICOLE S. WHITE

MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
www.scvotes.org

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

June 8, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); Mrs. Marilyn Bowers (via teleconference); Mr. Tom Waring (via teleconference); and Ms. Nicole White (via teleconference).

Others Present: Ms. Marci Andino, Executive Director

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Mr. Hudgens stated the first item of business was the certification of the Republican Primary for House of Representatives District 68 held in Horry County on June 5, 2012. Ms. Andino presented the results as follows:

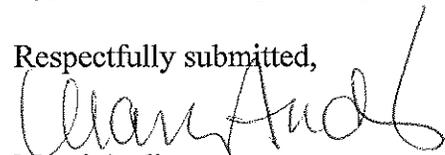
Candidate	Total	Percent
Heather Ammons Crawford - WINNER	432	61.8%
Thomas Muse	64	9.2%
Larry Richardson	203	29.0%

Ms. Andino stated an audit of the results was performed prior to certification.

Mr. Waring made a motion to certify the results of the Republican Primary for House District 68 and declare Ms. Heather Ammons Crawford as the winner in this primary. Mrs. White seconded the motion and it was passed unanimously.

There being no further business, Mr. Waring moved to adjourn the meeting. Mrs. Bowers seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Marci Andino
Executive Director

COMMISSIONERS
JOHN H. HUDGENS, III
Chairperson
MARCI A. BENSON
MARILYN BOWERS
THOMAS WARING
NICOLE S. WHITE

MARCI ANDINO
Executive Director

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STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

June 15, 2012
3:00 p.m.

Present: Mr. John H. Hudgens, III, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers; Mr. Thomas Waring (via teleconference); Ms. Nicole S. White.

Others Present: Ms. Marci Andino, Executive Director; Chris Whitmire, Public Information Director; Janet Reynolds, Director of Administration; Howard Snider, Director of Voter Services; Arlene Criswell, Instructor/Training Coordinator; Attorney James Smith; JC Nichols with the S. C. Attorney General's Office and several members of the news media.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Chairman Hudgens introduced the SEC staff and board members who were present at the meeting to the other attendees. He stated that there are three primary duties for which the State Board of Canvassers is responsible. The first is to certify results of elections. The second responsibility is to determine whether candidates received a majority of votes and whether any mandatory recounts are required, and third, to order any necessary runoffs or recounts.

Chairman Hudgens asked if anyone present would like to address the commission. Attorney James Smith spoke on behalf of Ms. Gloria Bromell Tinubu, a candidate in the U. S. House of Representatives District 7 election held on June 12, 2012. Ms. Tinubu was one of five candidates for Congressional District 7 in the Democratic Primary. Mr. Ted Vick was also a candidate, but he withdrew from the election. However, he did not withdraw in time for his name to be taken off of the ballot. Mr. Vick received 6.97 percent of the votes in the election. If Mr. Vick's votes were included, a runoff would be necessary between Ms. Tinubu and another candidate. If Mr. Vick's votes were not counted, Ms. Tinubu would receive over 50% of the votes and a runoff would not be necessary. Ms. Bowers made a motion for the Board to go into executive session to receive legal advice from counsel. Mr. Waring seconded the motion to go into executive session.

When the Board came out of executive session, Mr. Waring made a motion to come out of executive session. Ms. White seconded. Mr. Waring then made a motion for the Board to reconvene in open session. Ms. White seconded.

Ms. Bowers made a motion that any votes cast for Mr. Vick not be counted based on the fact that he had withdrawn and in an attempt to maintain consistency with the position the Board had taken in the past when candidates withdraw their candidacy from an election. Ms. White seconded the motion. The motion carried with a vote of 3 – 2 with Chairman Hudgens and Mr. Benson opposing the motion.

Ms. White then made a motion that all votes cast in the June 12, 2012 statewide primary election be certified as presented. Mr. Waring seconded the motion.

Ms. Bowers made a motion to order a recount in the Senate District 32 election. Ms. White seconded the motion. The motion carried unanimously and the recount was so ordered.

Ms. White made a motion to order a runoff in Senate Districts 7, 8 and 35. Mr. Waring seconded the motion. The motion carried and the runoffs were so ordered.

Ms. Andino stated that the Board would need to meet again on Monday, June 18th at 3 pm to certify the results of the recount. There being no further business, Mr. Waring made a motion to adjourn and Mr. Benson seconded the motion. The motion passed unanimously and the meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Janet Reynolds". The signature is written in a cursive, flowing style with a large initial "J".

Janet Reynolds
Director of Administration

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

June 15, 2012

3:00 p.m.

(Immediately following State Board of Canvassers Meeting)

Present: Mr. John H. Hudgens, III, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers; Mr. Thomas Waring (via teleconference); Ms. Nicole S. White.

Others Present: Ms. Marci Andino, Executive Director; Chris Whitmire, Public Information Director; Janet Reynolds, Director of Administration; Howard Snider, Director of Voter Services; Arlene Criswell, Instructor/Training Coordinator; and several members of the news media.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Chairman Hudgens stated the first item of business was approval of the minutes of the SEC meeting on May 16, 2012 and the minutes of the State Board of Canvassers (SBC) meetings on June 1, 2012 and June 8, 2012. Mr. Waring moved to approve the minutes. Ms. Bowers seconded the motion. The motion passed unanimously and the minutes were approved.

New Business

Chairman Hudgens stated that there was no new business on the agenda. Ms. Andino took the opportunity to introduce Mr. Howard Snider to the board members. Ms. Andino stated that Mr. Snider joined the agency as the new Director of Voter Services on May 17, 2012 and further stated that he is doing a great job in his new position. The board members welcomed Mr. Snider to the agency.

Old Business

Under old business Ms. Andino updated the commissioners on the election for Mayor and Council in Atlantic Beach. Ms. Andino reported that Chris Whitmire, Howard Snider and she were in Atlantic Beach for the election on May 22nd to have a presence from the SEC and to be available if needed to assist with the process. Ms. Andino stated that three protests were filed following the election. One has been dismissed because the municipal election commission didn't have standing. The other two protests were denied and the results of the election were upheld by the county election commission. Appeals have been filed in Circuit Court, and the SEC was named in both. Hearings for the appeals are scheduled for June 25th. Ms. Andino stated that she will update the commissioners on the outcome of the appeal at the next SEC meeting.

The next item of old business was the agency's 2012-13 budget. Ms. Andino reported that the budget is currently being debated in conference committee. The SEC is supporting the Senate version as the Senate included \$3,860,000 in recurring funds for elections while the House included \$1,500,000 recurring and \$1,500,000 in non-recurring elections funds.

The next item under old business was the 2012 statewide primaries. Ms. Andino reported that the decertification of candidates continues. She stated that 85% of the polling places across the state were open on election day with 11.5% of the voters casting a ballot. She stated there were no major issues on primary day.

Legislative Update

Ms. Andino stated that H4945 is currently on the Governor's desk for signature. H4945 allows for online voter registration.

Legal Business

Under legal business, Ms. Andino distributed a list of the active lawsuits and the status of each regarding de-certification of candidates that have been filed against the SEC. Ms. Andino stated that she has received verbal confirmation that the Attorney General's Office will be approving outside counsel to represent the SEC in the U. S. Congressional District 7 lawsuit, and that Ms. Liz Crum will be representing the agency in the case.

There being no further business, Mr. Waring made a motion to adjourn and Ms. White seconded the motion. The motion passed unanimously and the meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Janet Reynolds". The signature is written in a cursive, flowing style.

Janet Reynolds
Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

June 18, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); Mrs. Marilyn Bowers (via teleconference); Mr. Tom Waring (via teleconference); and Ms. Nicole White (via teleconference).

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire, Director of Public Information & Training

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Mr. Hudgens stated the first item of business was the certification of the Recount of the Democratic Primary for State Senate District 32 held on June 12, 2012. Ms. Andino presented the results as follows:

Candidate	Total	Percent
John Yancey McGill - WINNER	6,376	50.3%
Cezar E McKnight	6,296	49.7%

Mr. Waring made a motion to certify the results of the Recount and declare Mr. John Yancey McGill as the winner in this primary. Mr. Benson seconded the motion, and it passed unanimously.

There being no further business, Mr. Waring moved to adjourn the meeting. Mrs. Bowers seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Chris Whitmire
Director of Public Information & Training

COMMISSIONERS

JOHN H. HUDGENS, III
Chairperson

MARILYN BOWERS

THOMAS WARING

NICOLE S. WHITE

MARCI ANDINO

Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
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STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

June 22, 2012
3:00 p.m.

Present: Mr. John H. Hudgens, III, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers; Mr. Thomas Waring.

Others Present: Ms. Marci Andino, Executive Director and Chris Whitmire, Public Information Director

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices were posted immediately following the release of the court order.

Mr. Hudgens stated the first item of business was the recertification of the Congressional District 7 Democratic Primary held on June 12, 2012. Ms. Andino presented the results as follows:

	Total	%
Preston Brittain RUNOFF	12,303	36.7%
Parnell Diggs	1,406	4.2%
Harry Pavilack	1,130	3.4%
Gloria Bromell Tinubu RUNOFF	16,384	48.8%
Ted Vick WITHDREW	2,341	7.0%
	33,564	

Mr. Waring made a motion to recertify the votes cast in the Congressional District 7 Democratic Primary based on Judge Hyman's Order. Mr. Benson seconded the motion. The motion passed unanimously.

Mrs. Bowers made a motion to order a runoff between Gloria Bromell Tinubu and Preston Brittain to be held on June 26, 2012. Mr. Benson seconded the motion. The motion passed unanimously.

There being no further business, Mr. Waring made a motion to adjourn and Mrs. Bowers seconded the motion. The motion passed unanimously and the meeting adjourned.

Respectfully submitted,



Marci Andino

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

June 29, 2012

3:00 p.m.

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers (via teleconference); Mr. Thomas Waring (via teleconference); Ms. Nicole Spain-White (via teleconference).

Others Present: Mr. Chris Whitmire, Public Information Director; Ms. Janet Reynolds, Director of Administration; Ms. Arlene Criswell, Instructor/Training Coordinator; Mr. Rick Wrigley, Consultant.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Mr. Whitmire replied that the required notice was posted.

Chairman Hudgens stated the first item of business was the certification of the June 26, 2012 Runoff. Chairman Hudgens stated that the commissioners should have received the results of the runoffs via email. Mr. Waring made a motion to certify the results as submitted. Mr. Benson seconded the motion. The motion carried unanimously.

Ms. Bowers joined the meeting.

The next item of business was for the SBO to order a recount in the State Senate District 8 election in Greenville County. Mr. Whitmire reported that Mr. Joe Swann received 2,749 votes (49.7%) and Mr. Ross Turner received 2,784 votes (50.3%) for a difference of 35 votes.

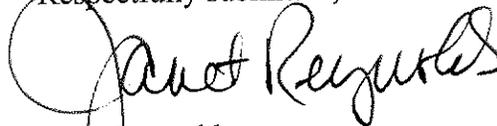
Mr. Whitmire stated that Greenville County had requested to conduct the recount at 4:45 p.m. today and that Greenville County had advised all respective persons of the date and time of the recount. Ms. White made a motion to order the recount on June 29, 2012 at 4:45 p.m. Ms. Bowers seconded the motion. The motion carried unanimously and the recount was so ordered.

Mr. Whitmire advised the commissioners that they need to meet again on Monday, July 1st to certify the results of the Greenville County Senate District 8 recount. Ms. White made a motion to meet on Monday. Ms. Bowers seconded the motion. The motion carried unanimously.

Chairman Hudgens reminded the commissioners to sign both the Democratic and Republican oaths for the June 26, 2012 runoff results and fax them back to Mr. Whitmire.

There being no further business, Mr. Waring made a motion to adjourn the meeting. Mr. Benson seconded the motion. The meeting was adjourned.

Respectfully submitted,



Janet Reynolds

Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

July 2, 2012
10:00 a.m.

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); and Mrs. Marilyn Bowers (via teleconference).

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire, Director of Public Information & Training

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Mr. Hudgens stated the first item of business was the certification of the Recount of the Republican Primary for State Senate District 8 held on June 26, 2012. Ms. Andino presented the results as follows:

Candidate	Total	Percent
Joe Swann	2,749	49.68%
Ross Turner - WINNER	2,784	50.32%

Mrs. Bowers made a motion to certify the results of the Recount and declare Mr. Ross Turner as the winner in this primary. Mr. Benson seconded the motion, and it passed unanimously.

There being no further business, Mr. Benson moved to adjourn the meeting. Mrs. Bowers seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Chris Whitmire
Director of Public Information &
Training

COMMISSIONERS

JOHN H. HUDGENS, III
Chairperson

MARK A. BENSON

MARILYN BOWERS

THOMAS WARING

NICOLE S. WHITE

MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
www.scvotes.org

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

July 18, 2012
10:00 a.m.

Present: Ms. Marilyn Bowers; Ms. Nicole S. White; Mr. Mark Benson (via teleconference).

Others Present: Ms. Marci Andino, Executive Director and Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Ms. Bowers stated that she had been asked by Chairman Hudgens to chair the meeting in his absence today. Ms. Bowers called the meeting to order and asked if notice of the meeting was posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Ms. Andino stated that minutes from several meetings required approval. Ms. White made a motion to approve the minutes from the following respective meetings:

<u>SEC</u>	<u>State Board of Canvassers</u>
April 21, 2012	June 15, 2012
June 15, 2012	June 18, 2012
	June 22, 2012
	June 29, 2012
	July 2, 2012

Mr. Benson seconded the motion. The minutes for all above-referenced meetings were unanimously approved.

New Business

Under new business, Ms. Andino stated that Monday, July 16th at noon was the deadline for all petition candidates to submit the required petition signatures to the SEC. Ms. Andino reported that 44 candidates submitted their petitions with 21 of those being submitted on the final day. Nearly all of the petitions submitted were for candidates who were decertified after the Anderson vs. SEC Supreme Court decision. Ms. Andino stated that SEC staff is now scanning the petitions before sending them to the counties.

The second item of new business was certification of candidates by the political parties. Ms. Andino stated that county political parties have attempted to place candidates on the ballot after the candidates had been decertified following the Supreme Court's ruling. She stated that based on an Attorney General's Opinion, the SEC holds that filing was held in March and the SEC will not accept these candidate certifications. She further stated the SEC has advised the political parties of this. Ms. Andino stated the SEC is working to ensure that all of the lawsuits concerning disqualified candidates are finalized by August 15th to avoid any last minute changes that would impact the creation of databases.

Old Business

The first item of old business was an update on the Atlantic Beach special election that was held recently. Ms. Andino stated that two protests were filed following the election. She stated that the decision of one of the protests has been appealed to the Horry County Circuit Court. The appeal hearing will be held on July 23rd. She stated that the Attorney General's Office is representing the SEC in the appeal. She further stated that any appeal of the Horry County Circuit Court's decision would be made to the State Supreme Court.

The next item of business was the SEC's 2012-13 budget. Ms. Andino advised the commissioners that the budget has now been passed. She stated that the agency had requested \$500,000 in funding to restore previous cuts to the agency's general fund operating budget. The agency received \$150,000. She stated that the SEC will make a request in the 2013-14 budget request for funding to restore cuts that was not received in the 2012-13 request. Ms. Andino also stated that the SEC requested \$3.8 million to pay for the 2012 statewide general election. The agency received \$3 million in recurring funds. Since the SEC anticipates a shortfall in paying for the statewide general election, the State Budget Office will be placed on notice that the SEC may run a deficit for the statewide general election.

Ms. Andino also reported that the 2012-13 budget includes funds for the county board member stipend. Funds for the stipend were completely eliminated by the General Assembly in the 2010-11 budget, but were restored in the 2011-12 SEC budget. Ms. Andino also stated that all state employees received a 3% pay increase in the 2012-13 budget after not having received any pay increase since 2008.

Legal Update

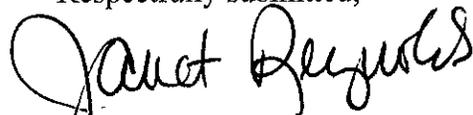
The next item of business was the legal update. Ms. Andino updated the commissioners on the Photo ID legislation. She stated that depositions have been being taken for the last six weeks, and that she was deposed again yesterday. Ms. Andino reported that there will be a hearing on the case during the week of August 27th in Washington, D. C.

The next discussion item was outstanding lawsuits. Ms. Andino reported that there has been no activity in the Greenville County Registration by Party lawsuit since March. She also reported that there are several candidate filing complaints that have not been resolved. Ms. Andino stated that she hopes to have these matters resolved by the August 15th deadline to receive candidate names.

Ms. Andino advised that two meeting dates have been scheduled for the State Board of Canvassers. The next one is on Friday, July 20th at 3:00 p.m. to certify the results of the Senate District 41 election in Charleston County, and the second one is scheduled for July 27th at 3:00 p.m. The next meeting date for the State Election Commission is scheduled for August 15th at 10:00 a.m.

There being no further business, Mr. Benson made a motion to adjourn the meeting. Ms. White seconded the motion and the meeting was adjourned.

Respectfully submitted,



Janet Reynolds
Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

July 20, 2012
3:00 p.m.

Present: Mrs. Marilyn Bowers (via teleconference); Mr. Mark Benson (via teleconference); Mr. Tom Waring (via teleconference); and Ms. Nicole Spain-White (via teleconference).

Others Present: Mr. Chris Whitmire, Director of Public Information & Training and Ms. Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Ms. Bowers called the meeting of the State Board of Canvassers (SBC) to order in Chairman Hudgen's absence. Ms. Bowers asked if all notices of the meeting were posted as required by the Freedom of Information Act. Mr. Whitmire replied that the notices had been posted.

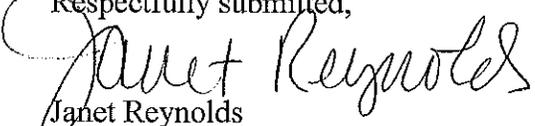
Ms. Bowers stated the first item of business was the certification of the State Senate District 41 special election held on July 17, 2012. Mr. Whitmire presented the results as follows:

Candidate	Total	Percent
Sue Edward, Green	53	0.8%
Walter Hundley, Republican	3,119	49.6%
Paul Tinkler, Democratic	3,105	49.3%
Write-Ins	17	0.3%

Ms. White made a motion to certify the results of the election. Mr. Waring seconded the motion, and it passed unanimously. Ms. Bowers stated that a recount would be required since the difference in votes between Mr. Hundley and Mr. Tinkler was less than 1%. Mr. Whitmire stated that Charleston County had requested the recount be held at 5:00 p.m. today. Mr. Whitmire further stated that all necessary parties had been notified of the recount. Mr. Benson made a motion to order the recount to be held on July 20, 2012 at 5:00 in Charleston County. Ms. White seconded the motion. Ms. Bowers stated that the Board will need to meet again on Monday at 3:00 p.m. to certify the results of the recount in the Senate District 41 special election.

There being no further business, Ms. White moved to adjourn the meeting. Mr. Waring seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,


Janet Reynolds
Director of Administration

COMMISSIONERS
JOHN H. HUDGENS, III
Chairperson

MR. A. BENSON

MARILYN BOWERS

THOMAS WARING

NICOLE S. WHITE

MARCI ANDINO
Executive Director

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P.O. Box 5987
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803.734.9060
Fax: 803.734.9366
www.scvotes.org

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

July 23, 2012
3:00 p.m.

Present: Mrs. Marilyn Bowers (via teleconference); Mr. Mark Benson (via teleconference); Mr. Tom Waring (via teleconference); and Ms. Nicole Spain-White (via teleconference).

Others Present: Ms. Marci Andino, Executive Director; Mr. Howard Snider, Director of Voter Services; Ms. Janet Reynolds, Director of Administration, and Mr. Mason Sullivan; Campaign Manager for candidate Walter Hundley.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Ms. Bowers called the meeting of the State Board of Canvassers (SBC) to order in Chairman Hudgen's absence.

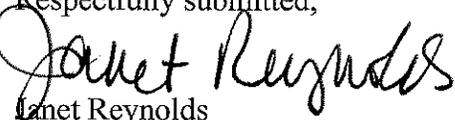
Ms. Bowers stated the first item of business was the certification of the State Senate District 41 recount held on July 20, 2012. Ms. Andino presented the results as follows:

Candidate	Total	Percent
Sue Edward, Green	53	0.8%
Walter Hundley, Republican	3,119	49.6%
Paul Tinkler, Democratic	3,105	49.3%
Write-Ins	17	0.3%

Ms. Bowers confirmed with Ms. Andino that the totals of the recount did not change from the original certified results. Mr. Waring made a motion to certify the results of the recount as submitted. Ms. White seconded the motion, and it passed unanimously. Ms. Andino stated that all notices of the meeting were posted as required by the Freedom of Information Act and all necessary parties were notified.

The next meeting of the State Board of Canvassers will be held on Friday, July 27, 2012 at 3:00 p.m. to certify the results of the State House District #68 special election in Horry County.

There being no further business, Mr. Waring moved to adjourn the meeting. Ms. White seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,

Janet Reynolds
Director of Administration

- COMMISSIONERS
- JOHN H. HUDGENS, III
Chairperson
- M. A. BENSON
- MARILYN BOWERS
- THOMAS WARING
- NICOLE S. WHITE

MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
www.scvotes.org

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

July 27, 2012
3:00 p.m.

Present: Mrs. Marilyn Bowers (via teleconference); Mr. Tom Waring (via teleconference); and Ms. Nicole Spain-White (via teleconference).

Others Present: Mr. Howard Snider, Director of Voter Services; Ms. Janet Reynolds, Director of Administration, and Ms. Arlene Criswell, Training Instructor.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Ms. Bowers called the meeting of the State Board of Canvassers (SBC) to order in Chairman Hudgen's absence. Ms. Bowers asked if all notices of the meeting were posted as required by the Freedom of Information Act. Mr. Snider stated that they were.

Ms. Bowers stated the first item of business was the certification of the State House District 68 special election held in Horry County on July 13, 2012. Mr. Snider presented the results as follows:

Candidate	Total	Percent
Heather Ammons Crawford	204	98.0%
Write-Ins	4	2.0%

Mr. Waring made a motion to certify the results of the recount as submitted. Ms. White seconded the motion, and it passed unanimously.

There being no further business, Ms. White moved to adjourn the meeting. Mr. Waring seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Janet Reynolds
Director of Administration

COMMISSIONERS

JOHN L. HUDGENS, III
Chairman

MARCO A. BENSON

MARILYN BOWERS

THOMAS WARING

NICOLE S. WHITE

MARCI ANDINO
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STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

August 15, 2012
10:00 a.m.

Present: Mr. John E. Hudgens, Chairman (via teleconference); Mr. Tom Waring (via teleconference); Ms. Marilyn Bowers (via teleconference); Ms. Nicole S. White; Mr. Mark Benson (via teleconference).

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire; Public Information Director; Mr. Howard Snider, Voter Services Director; Ms. Janet Reynolds, Director of Administration; Mr. Paul Thurmond and Ms. Tanya Gee.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Ms. Andino stated that minutes from several prior meetings required approval. Mr. Waring made a motion to approve the minutes from the following respective meetings:

SEC
July 18, 2012

State Board of Canvassers
July 20, 2012
July 23, 2012
July 27, 2012

Ms. Bowers seconded the motion. The minutes for all above-referenced meetings were unanimously approved.

New Business

Under new business, Ms. Andino stated that a report was received from the State Auditor's Office regarding the statewide single audit which they performed on the federal funds received by the State Election Commission for fiscal year 2010-11. Ms. Andino further stated there were no findings as a result of the audit. Ms. Andino also informed the commissioners that the State Auditor's Office will be conducting an agreed upon procedures audit for fiscal year 2010-11 in September. Auditors will review the current administrative procedures in place for the agency and will check for compliance with the procedures as they pertain to state laws and regulations.

The next item of new business was the certification of candidates for the November 6th General Election. Ms. Andino stated today at noon is the deadline for the SEC to receive all names of candidates to be placed on the ballot in November. Ms. Andino reported the SEC has received the names from the Republican Party, and is still awaiting names from the other parties.

Ms. Andino also updated the commissioners on the status of the petitions for candidates who will be placed on the ballot as petition candidates. Ms. Andino stated the SEC received 45 petitions for State House and State Senate candidates, and the counties received the petitions for all local offices. Ms. Andino stated letters have been mailed to the 45 candidates whose petitions were received by the SEC informing them whether they received the required number of valid signatures for their name to be placed on the ballot in November. Ms. Andino advised the commissioners a list of all petition candidates who filed for partisan offices have been posted on the SEC's website at SCVotes.org. Ms. Andino stated the SEC expects legal challenges as a result of the candidate decertifications and legal challenges could delay the preparation of ballots. The counties have been advised to be very careful with the signature verification process in their respective counties. Ms. Andino stated the SEC is preparing election databases for 38 counties, and 8 counties are preparing their own databases. Ms. Andino stated the SEC is preparing for the possibility that convention parties may attempt to nominate candidates by the fusion process who have been decertified by the Democratic or Republican parties.

Old Business

The first item of new business was an update on the Town of Atlantic Beach election. Ms. Andino reminded the commissioners the Governor's office had ordered the State Election Commission and Horry County Election Commission to conduct the Town of Atlantic Beach election following the original election held on November 1, 2011 which was overturned by the Atlantic Beach Election Commission. She stated the new election was held on May 22, 2012. She stated Chris Whitmire and Arlene Criswell conducting training in preparation for the new election. She stated Howard Snider, Chris Whitmire and she were present on the day of the election. She further stated the county did a great job in conducting the election. She stated three protests and two appeals were filed following the May 22nd election. She stated one of the appeals has been dismissed, and the decision is pending in the other. Appeals to the Supreme Court are expected. Ms. Andino advised the commissioners that the Mayor of the Town of Atlantic Beach cannot take office until this matter is resolved.

The next item of old business was an update on the audit of the statewide voting system. Ms. Andino stated the Legislative Audit Council (LAC) was asked to investigate the voting machines because the system does not produce a paper audit trail. Ms. Andino stated the LAC is looking at the SEC's audit process and training efforts and they are also surveying the counties. The SEC anticipates a report from LAC later this year.

The next item of business was the preparations for the November General Election. Ms. Andino reiterated that candidate names were certified today. She stated 45 petitions were submitted and work has already begun on creating databases which are used to create electronic ballots. Ms. Andino reported two employees from ES&S are currently at the SEC to assist with the database creation process. She further stated the reason for the early effort in creating the databases is because State and Federal law requires under the Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA) that all ballots to uniformed and overseas citizens be mailed by September 22nd. Ms. Andino stated that the U. S. Department of Justice monitors the process closely and will file suit if ballots are not mailed by the deadline.

Ms. Andino stated the SEC provides training for the counties prior to all statewide elections in order to ensure the counties are properly trained and updated on laws and issues relating to the election. The training for the November General Election is currently being compiled and is scheduled for September 13th at Archives and History.

Ms. Andino advised the commissioners that September is Voter Education Month. She stated that the SEC is currently working with the Governor's office on a press conference which is scheduled for September 6th. She stated members of the General Assembly, constitutional officers and several groups to include the League of Women Voters, NAACP, Palmetto Project and others have been invited to attend the press conference. Ms. Andino stated getting people registered to vote and ensuring addresses are correct are the SEC's main focus for Voter Education Month. She stated by having correct addresses for voters, the SEC hopes to avoid any slow-down in the voting process on election day.

Ms. Andino further stated the two items that could cause the SEC to change focus during Voter Education Month would be online voter registration and Photo ID. She stated the online voter registration legislation was submitted to the U. S. Department of Justice (DOJ) for pre-clearance on July 31st, and a decision is expected on that matter in September. Ms. Andino stated the SEC does not anticipate any challenge to the online voter registration legislation as it would allow citizens the opportunity to register 24/7. A decision is also anticipated in mid-September on the Photo ID pre-clearance from the U. S. District Court. If the Photo ID legislation is pre-cleared, the SEC will begin working to ensure voters are aware of the five forms of ID that will be allowed under the new legislation.

The next item of business was the legal update. Ms. Andino stated all commissioners should have received an email with a status on all legal complaints that have been filed against the SEC. She stated the total is now up to about 30 lawsuits; one of which is Photo ID. Ms. Andino stated the Greenville County Republican Party (registration by party) case is ongoing. Ms. Andino said she and other members of the SEC staff met last week with Attorney Andrew Lindeman who is representing the SEC in the matter. Ms. Andino reported that the party is requesting data from 1996 to present. She stated the judge has given the SEC 60 days to respond to the request for the data. She stated there are two Atlantic Beach cases and the remainder are candidate filing lawsuits. She stressed that the SEC is trying to protect the integrity of the process.

Mr. Paul Thurmond, a candidate for Senate District 41 in Charleston County, asked to be heard at this time. Chairman Hudgens stated that while Mr. Thurmond had legal counsel present with him, the SEC was not aware Mr. Thurmond was attending the meeting and; therefore, did not request legal counsel for the commission be present at the meeting. Chairman Hudgens stated he would allow Mr. Thurmond a couple of minutes to address the commissioners. Mr. Thurmond briefly addressed the commissioners. Chairman Hudgens thanked Mr. Thurmond for his attendance and asked the commissioners if they had any questions regarding the matter. Mr. Benson asked Chairman Hudgens if a decision would be made by the commission. Chairman Hudgens responded that the SEC has hired Ms. Liz Crum to represent the agency in these candidate filing lawsuits and the matter needs to be addressed with counsel. Chairman Hudgens further stated that he feels the commission needs to continue to conduct themselves as they have

in the past. Ms. Andino clarified that the SEC's position is not whether Mr. Thurmond or any other candidate is on the ballot, but that the process is protected.

Mr. Waring asked for a moment of personal privilege in which he announced that this would likely be his last meeting of the SEC/SBC as his term on the commission expires on September 15th. Mr. Waring thanked the commission and the staff for working with him during his time on the board and stated he had enjoyed working with everyone. Chairman Hudgens thanked Mr. Waring for his time on the commission and told him he appreciated his contributions while on the board.

The next SEC meeting was scheduled for September 19th at 10:00. Mr. Waring made a motion to adjourn the meeting. Ms. White seconded the motion. There being no further business, the meeting adjourned.

Respectfully submitted,

A handwritten signature in cursive script that reads "Janet Reynolds". The signature is written in black ink and is positioned above the printed name and title.

Janet Reynolds
Director of Administration

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

September 19, 2012
10:00 a.m.

Present: Mr. John E. Hudgens, Chairman; Ms. Nicole S. White; Ms. Marilyn Bowers (via teleconference); Mr. Mark Benson (via teleconference).

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire; Public Information Director; Mr. Howard Snider, Voter Services Director; and Ms. Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Hudgens called the meeting to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the required notice had been posted.

Approval of Minutes

Due to the commissioners not having yet received the August 15th SEC meeting minutes, Mr. Hudgens stated that approval of the August 15th SEC meeting minutes would be carried over to the October meeting.

New Business

The first item of new business was a request from ES&S for engineering de minimis change orders to the current voting system. Ms. Andino stated that ES&S has requested five items be tested to determine whether the changes can be made, and that no additional testing or certification is necessary at the federal level. Chairman Hudgens asked if any of the requested changes were significant. Ms. Andino stated they were not, and that the changes would not impact the functionality of the current system. Ms. White made a motion to approve the requested engineering changes to the current voting system. Mr. Benson seconded the motion. The motion carried unanimously.

Old Business

Ms. Andino updated the commissioners on the Town of Atlantic Beach election. Ms. Andino reported that two appeals were filed and have been heard before the circuit court and both were dismissed. One plaintiff, Wendy Price has requested a motion with the circuit court asking them to reconsider their decision.

The next item of old business was an update on the status of the audit being conducted by the Legislative Audit Counsel (LAC) on the statewide voting system. Ms. Andino reminded the commissioners that in April of 2011 then Senator Glenn McConnell requested the LAC perform an audit on the statewide voting system following a James Island Public Service election where the county left several ballot styles off of the voting machines. The error was quickly corrected on the morning of the election. In April, 2012 the LAC began conducting the audit. The LAC

had numerous requests for information from the SEC. Ms. Andino stated that she sent a letter to the Director of the LAC and explained that the SEC was involved in preparing for the November 2012 statewide general election, and asked them to suspend the audit until after the election to allow the SEC adequate time to provide the information. The LAC stated that they had never suspended an audit, and they would need to contact now Lt. Governor McConnell before agreeing to suspend the audit. The LAC reduced the amount of information requested from the SEC to two items. Ms. Andino stated the SEC had responded to one of the items, but would need more time to respond to the second item. Ms. Andino stated she had concerns about the LAC not having all the necessary information to properly assess the system. Ms. Andino contacted Lt. Governor McConnell and explained the situation to him. Lt. Governor McConnell agreed that it would be best to suspend the audit until after the election.

The next item of old business was the 2012 general election preparations. Ms. Andino reminded the commissioners that September is Voter Education Month. She reported that the SEC held a Voter Education Month kickoff meeting at the State House on September 6th. Ms. Andino stated there are two items that may impact Voter Education Month. The first item is Photo ID. Ms. Andino informed the commissioners that the court will hear oral arguments on the Photo ID case on Monday, September 24th. Ms. Bowers recommended that all counties follow the same guidelines in regard to Photo ID. Ms. Andino discussed the plan to provide materials to the counties to educate and implement operational controls for Photo ID. Ms. Andino stated the second item that may impact Voter Education Month is online voter registration. Ms. Andino stated the Department of Justice (DOJ) is currently reviewing pre-clearance of online voter registration. Ms. Andino reported that changes have been made to the current system. She stated if the SEC receives pre-clearance, the system will be available for voters to vote online within an hour or so.

Ms. Andino stated that the SEC held a training session last week for the counties to assist them in preparing for the general election was held last week. She reported the SEC is currently finishing the creation of databases, approving ballots and making sure the counties are making the necessary changes. Ms. Andino stated the SEC is working with the counties to ensure all district changes have been made. She further stated the SEC's main focus currently is to ensure that all UOCAVA ballots are issued by the deadline.

Ms. Andino stated the SEC is also working with the Secretary of State's office to identify notaries in the event that Photo ID is approved. 2,000 notaries have been identified, and the counties have been encouraged to check with their poll managers to see if any of them are notaries.

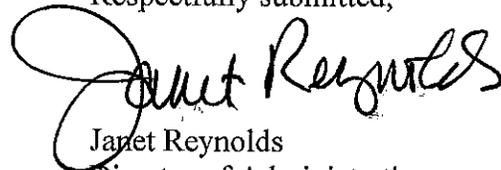
Ms. Andino gave the commissioners a legal update. She reported that two cases were heard in Aiken this week and both were dismissed due to untimely filing. She stated another candidate has asked for legal fees to be paid by the SEC.

The next SEC meeting was scheduled for October 17th at 10:00, and Chairman Hudgens asked that all members make a special attempt to attend the meeting in person. Ms. Andino reported the special primary for Senate District 41 was conducted on September 18th, and the State Board of Canvassers will need to meet via teleconference on September 21st to certify the results. She

stated the SBC will also need to order a runoff to be held on October 2nd. The certification for the October 2nd runoff will be held on October 5th.

There being no further business, Ms. Bowers made a motion to adjourn the meeting. Ms. White seconded the motion. There being no further business, the meeting adjourned.

Respectfully submitted,



Janet Reynolds
Director of Administration

**STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205**

**September 21, 2012
10:00 a.m.**

Present: Mr. John H. Hudgens, III, Chairman (via teleconference); Mr. Mark Benson (via teleconference); Mrs. Marilyn Bowers (via teleconference); and Nicole Spain White (via teleconference).

Others Present: Ms. Marci Andino, Executive Director

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Hudgens called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

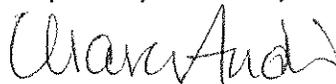
Mr. Hudgens stated the first item of business was the certification of the Special Republican Primary for State Senate District 41 held in Charleston and Dorchester Counties on September 18, 2012. Ms. Andino presented the results as follows:

Candidates	Charleston	Dorchester	Total	Percent
Wally Burbage	665	60	725	20.0%
Walter Hundley - RUNOFF	1,315	37	1,352	37.3%
Paul Thurmond - RUNOFF	1,381	168	1,549	42.7%

Mr. Benson made a motion to certify the results of the special primary and order a runoff to be held on Tuesday, October 2, 2012 between candidates Walther Hundley and Paul Thurmond. Mrs. Bowers seconded the motion, and it passed unanimously.

There being no further business, Mrs. White moved to adjourn the meeting. Mr. Benson seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Marci Andino

COMMISSIONERS

JOHN H. HUDGENS, III
Chairman

MARK A. BENSON

MARILYN BOWERS

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

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STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

October 5, 2012
10:00 a.m.

Present: Mr. Billy Way, Jr., Chairman; Mr. Mark Benson (via teleconference); Mrs. Marilyn Bowers (via teleconference); Ms. Nicole Spain White (via teleconference); and Mr. Allen Dawson (via teleconference).

Others Present: Ms. Marci Andino, Executive Director and Mr. Chris Whitmire, Public Information and Training Director.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Way called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Mr. Benson joined the meeting via teleconference at this point in the meeting. Mr. Way stated the first item of business was the certification of the Senate District 41 runoff held in Charleston and Dorchester Counties on October 2, 2012. Ms. Andino presented the results as follows:

Candidates	Charleston	Dorchester	Total	Percent
Walter Hundley	708	19	727	29.0%
Paul Thurmond	1,609	174	1,783	71.0%

Ms. Bowers made a motion to certify the results of the runoff between candidates Walter Hundley and Paul Thurmond. Ms. White seconded the motion, and it passed unanimously.

There being no further business, Mr. Dawson moved to adjourn the meeting. Ms. Bowers seconded the motion. The motion carried unanimously, and the meeting was adjourned.

Respectfully submitted,



Chris Whitmire

COMMISSIONERS

JOHN L. HUGHES, III
Chairman

MARK A. BENSON

MARILYN BOWERS

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

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STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

October 17, 2012
10:00 a.m.

Present: Mr. Billy Way, Jr., Chairman; Mr. Mark Benson; Ms. Nicole S. White; Ms. Marilyn Bowers; and Mr. E. Allen Dawson.

Others Present: Ms. Marci Andino, Executive Director; Mr. Chris Whitmire; Public Information Director; Mr. Howard Snider, Voter Services Director; and Ms. Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino stated that the required notice had been posted.

Approval of Minutes

Ms. Bowers made a motion to approve the September 21, 2012 meeting of the State Board of Canvassers (SBC). Ms. White seconded the motion. The September 21st SBC meeting minutes were unanimously approved by the members present at the September 21st meeting. The September 19th SEC meeting minutes and the October 5th SBC meeting minutes will be sent to the commissioners for approval at the next meeting.

New Business

Two new members were recently appointed to the commission. Mr. Way asked all the commissioners to introduce themselves. Ms. Andino gave the commissioners an overview of the agency and answered their questions. Ms. Andino also provided the commissioners with a list of current ongoing SEC projects. Ms. Andino discussed the online voter registration system where voters can register online to vote. She reported that online voter registration was pre-cleared by the Department of Justice on October 2nd. The system was available for voters to register at 2 pm on October 2nd and between that time and midnight on October 6th 25,000 people accessed the system. Of those 25,000 approximately 17,000 were new registrants and 8,000 were address changes.

The next item of new business was regulations that will require attention during the next legislative session. One item that will require regulations is the audit of the statewide voting system. Ms. Andino stated that time frames need to be established for counties to provide their audit data to the SEC and to ensure that counties are required to comply with the SEC's request for the audit data. The first step in the regulation process is a notice of drafting. The second step is to post a 30 day public comment period.

Old Business

The next item of old business was the Town of Atlantic Beach. Ms. Andino stated that the town has struggled with elections for the past several years. Ms. Andino explained what had taken place with an election for Mayor and Town Council held in Atlantic Beach on November 1, 2011 which was overturned by the Atlantic Beach Election Commission. The Governor ordered a new election be conducted by the State Election Commission and the Horry County Election Commission. The new election was held on May 22, 2012. Ms. Andino stated that several protests and appeals had been filed following the new election and one has been appealed to the S. C. Supreme Court. Ms. Andino stated the protests and appeals continue to prevent the Mayor of the Town of Atlantic Beach from taking office until the appeals and protests are resolved.

The next item of old business was an update on the status of the audit being conducted by the Legislative Audit Counsel (LAC) on the statewide voting system. Ms. Andino stated that in April 2011 then Senator Glenn McConnell requested the LAC perform an audit on the statewide voting system following a James Island Public Service election where the county left several ballot styles off of the voting machines. The error was quickly corrected on the morning of the election. In April 2012 the LAC began conducting the audit. The LAC had numerous requests for information from the SEC. Ms. Andino stated that she sent a letter to the Director of the LAC and explained that the SEC was involved in preparing for the November 2012 statewide general election, and asked them to suspend the audit until after the election to allow the SEC adequate time to provide the information. The LAC reduced the amount of information requested from the SEC to two items. Ms. Andino stated the SEC had responded to one of the items, but would need more time to respond to the second item. Ms. Andino stated she had concerns about the LAC not having all the necessary information to properly assess the system.

The next item of old business was the 2012 general election preparations. Ms. Andino stated that all election databases were created and have been sent to the counties. She further stated that the voter registration lists will be mailed to the counties on October 28th. She stated that the SEC conducted a pre-election training workshop for the counties recently. She reported that the SEC has been working with the media and the SEC will now be reminding the media and the public that Photo ID is not in effect until January of 2013. Ms. Andino reported that a lot of UOCAVA ballots have been cast. Additionally, last minute updates to the voter registration lists are being made. Ms. Andino stated that a public test is required of the voting system prior to the day of the election. She further stated that there are 12,000 machines statewide that must be tested.

The next item on the agenda was the legal update. Ms. Andino had already covered that information in the overview that she provided the commissioners. She stated several candidate filing complaints are ongoing. She also advised the commissioners that the U. S. District Court has granted pre-clearance to the new Photo ID law.

Ms. Andino gave the commissioners an election calendar to make them aware of the dates that protests and appeal may be scheduled, and she asked them to keep the dates in mind when planning their schedules. She stated that an attempt would be made to schedule multiple hearings on the same day.

Ms. Andino stated that former Chairman of the SEC, Johnny Hudgens, called her this morning to ask her to welcome the new commissioners to the SEC board for him and he also wanted to express his gratitude and appreciation to Ms. Andino and the SEC staff for everything they have done to assist him while he was chairman of the board. He also stated that he was more than willing to assist Mr. Way as chairman in any way that he can.

The next meeting of the SEC and the SBC is scheduled for November 14, 2012 at 10:00 am. There being no further business, Mr. Benson made a motion to adjourn the meeting. Ms. Bowers seconded the motion and the meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Janet Reynolds". The signature is written in a cursive, flowing style.

Janet Reynolds
Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

November 14, 2012
10:00 a.m.

Present: Mr. Billy Way, Chairman; Mr. Mark Benson (via teleconference); Ms. Marilyn Bowers; and Ms. Nicole Spain White.

Others Present: Ms. Marci Andino, Executive Director; Mr. Howard Snider, Director of Voter Services; and Mr. Chris Whitmire, Director of Public Information & Training.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Chairman Way stated the first item of business was the certification of the results of the November 6, 2012, General Election. Chairman Way stated confirmed that each member of the Board had received copies of results from SEC staff. Ms. Andino stated that the certification of the following offices that appeared on Richland County ballots would be delayed pursuant to an order of the S.C. Supreme Court:

- President and Vice President
- U.S. House of Representatives District 2
- U.S. House of Representatives District 6
- State Senate Districts 19, 20, 21, 22, 35
- State House of Representatives Districts 41, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80
- Lexington/Richland School District 5
- Statewide Constitutional Amendment Question

Ms. Bowers moved to certify the results of all federal, state, and multi-county offices that did not appear on Richland County ballots. Ms. White seconded the motion. The motion passed unanimously, and the results were certified.

Ms. Andino stated that 29 of 46 post-certification audits of county election commission results had been completed, 9 were in progress, and the SEC had received no data from 8 counties. She stated that providing audit data to the SEC

COMMISSIONERS

BILLY WAY, JR.

Chairman

MARK BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

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was currently not required by law, but that the SEC was working on state regulations that would make providing the data a requirement.

Chairman Way stated the next item of business was to order a Recount of the results for Lexington School District 3, which covers parts of Lexington and Saluda Counties, to be conducted at 10:00 a.m. on November 15th. Chairman Way stated the Recount was required by state law because the difference between the winner and the candidate with next highest number of votes was less than one percent of the total votes cast for that office. Ms. White moved to order the recount. Ms. Bowers seconded the motion. The motion passed unanimously, and the Recount was ordered.

Chairman Way stated the Board would meet again at 2:30 p.m. on November 16th to certify results of offices that appeared on Richland County ballots pursuant to the S.C. Supreme Court Order.

Ms. Andino stated the SEC had received a protest of the State Senate District 45 results and suggested the Board hear the protest during the week of November 26th-30th. Chairman Way stated the Board would meet to hear the protest at 10:00 a.m. on November 27th.

There being no further business, Chairman Way adjourned the meeting without objection.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Whitmire", with a stylized flourish at the end.

Chris Whitmire

Director of Public Information & Training

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

November 14, 2012
10:00 a.m.

Present: Mr. Billy Way, Jr., Chairman; Mr. Mark Benson (via teleconference); Ms. Nicole S. White; and Ms. Marilyn Bowers.

Others Present: Ms. Marci Andino, Executive Director; Mr. Howard Snider, Director of Voter Services; and Mr. Chris Whitmire, Director of Public Information & Training.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino stated that the required notice had been posted.

Approval of Minutes

Chairman Way stated the approval of minutes would be carried over to the next meeting of the SEC.

New Business

Ms. Andino stated that special State Election Commission license plates were available to members of the Board and asked members to let staff know by the end of the month if they wished to apply for one.

Ms. Andino stated SEC staff was preparing proposed SEC regulations to be considered by the General Assembly in the upcoming session. She stated the notice of drafting appeared in the state register.

Ms. Andino provided members with copies of the SEC budget request for Fiscal Year 2013-2014.

Old Business

Ms. Andino stated that the SEC and the Horry County Election Commission conducted the Town of Atlantic Beach election in May by Order of the Governor. She stated that a protest and appeal of that election was still ongoing with no change in status since the last meeting.

Ms. Andino stated that she had requested the Legislative Audit Council suspend its audit of the statewide voting system until December and had received no additional requests for information from the Council since making the request.

COMMISSIONERS

BILLY WAY, JR.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
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Ms. Andino stated that SEC staff would be conducting a post-election assessment of what went right and what went wrong during the November 6, 2012, General Election in an effort to improve processes, procedures, and training.

Ms. Andino stated that most of the lawsuits associated with 2012 candidate filing are closed, and that she would send an update to the Board. Ms. Andino stated that lawsuits regarding registration by party and the Freedom of Information Act were still active.

Ms. Andino stated that SEC staff continues to make preparations for the implementation of the new Photo ID law:

- Posters and handouts informing voters that the new rules go into effect on January 1, 2013, had been printed and distributed to county election commission for use during and after the November 6 General Election.
- An information sheet was developed for poll managers to help answer questions on the day of the General Election
- A Photo ID workshop for county election officials was planned for November 29th.
- A list of voters who likely do not have a Driver's License or DMV ID card has been developed
- SEC staff is preparing to send a mass mailing to these identified voters
- Cameras for taking pictures for photo voter registration cards have been purchased and distributed

Ms. Andino stated that noon, today is the deadline for protests of county-level offices to be filed with county election commissions. She stated any county protests would be heard on November 19th, creating the potential for appeals to be filed with the SEC.

Chairman Way stated the SEC would meet again on December 19, 2012. There being no further business, Ms. White moved to adjourn the meeting. Ms. Bowers seconded the motion. The motion passed unanimously, and the meeting was adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'C. Whitmire', written over a horizontal line.

Chris Whitmire

Director of Public Information & Training

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

November 16, 2012
2:30 p.m.

Present: Mr. Billy Way, Chairman; Mr. Mark Benson (via teleconference); Mrs. Marilyn Bowers (via teleconference); and Nicole Spain White (via teleconference).

Others Present: Ms. Marci Andino, Executive Director; Chris Whitmire, Director of Public Information/Training; and Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Mr. Way called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Mr. Way stated the first item of business was the certification of the recounts following the November 6, 2012 Statewide General Election results. Ms. Andino advised the commissioners that the Richland County Election Commission had requested a two hour extension to submit Richland County's results of the 2012 General Election. She recommended the Board certify the results of the Lexington/Saluda County School Board District 3 recount results and recess until the results are available from Richland County. The commissioners agreed unanimously to certify the Lexington/Saluda County School Board District 3 recount results and recess until the results were received from Richland County. Ms. Andino presented the results as follows:

Candidate	Lexington	Saluda	Total	Percent
Steve Adams, Jr.	1,342	230	1,572	11.0%
Craig A. Caughman - WINNER	1,958	406	2,364	16.5%
Stacey B. Derrick - WINNER	2,122	431	2,553	17.8%
Leon Drafts - WINNER	1,506	304	1,810	12.6%
Olin E. Gambrell, III	1,193	221	1,414	9.9%
Benjie Rikard - WINNER	1,735	344	2,079	14.5%
Craig Adams Shealy	1,416	258	1,674	11.7%
Amanda Scooter Ballenger Tarbell	696	121	817	5.7%
Write-ins	21	15	36	0.3%

COMMISSIONERS

By: AY, JR.
Ch: son

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

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Ms. Bowers made a motion to certify the results of the recount. Mrs. White seconded the motion, and it passed unanimously.

Mr. Benson made a motion for the Board to recess until tentatively 4:30 p.m. There being no further business, Mrs. White moved to recess. The motion carried unanimously, and the meeting was recessed.

The meeting reconvened at 4:30 p.m. Ms. Andino reported that the Richland County results had been received by the SEC. However, the audit data had not been received. She recommended that the results not be certified until a complete audit of the data had been performed by the SEC. Ms. White made a motion that the Board adjourn and meet again on Monday, November 19th at 2:00 p.m. to certify the results for Richland County. Mr. Benson seconded the motion. The meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink that reads "Janet Reynolds". The signature is written in a cursive style with a large initial "J".

Janet Reynolds
Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

November 27, 2012
10:00 a.m.

Present: Mr. Billy Way, Chairman; Mr. Mark Benson; Mrs. Marilyn Bowers;
Ms. Nicole Spain White; Mr. Allen Dawson.

Others Present: Ms. Marci Andino, Executive Director; Mr. J. C. Nicholson, S. C.
Attorney General's Office; Chris Whitmire, Director of Public
Information/Training; and Janet Reynolds, Director of
Administration.

**THE PROTEST HEARING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO
THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.**

The purpose of this meeting was to hear a protest filed following the Senate District 45
election held on November 6, 2012 during the statewide general election. Ms. Leilani
Bessinger was the petitioner and Senator Clementa Pinckney was the respondent. Chairman
Way called the hearing to order and asked if all notices of the meeting were posted as
required by the Freedom of Information Act. Ms. Andino replied that the notices had been
posted.

Ms. Bessinger requested a continuance of the hearing. Ms. Tonya Gee, attorney for Senator
Pinckney argued against the continuance. Ms. Bessinger presented her argument for the
continuance. Chairman Way denied the request for a continuance.

Senator Pinckney requested a motion to dismiss the hearing. Ms. Gee presented her
argument for the motion to dismiss. Ms. Bessinger argued against the motion to dismiss.
Chairman Way denied the motion to dismiss.

Ms. Gee made a motion to quash subpoenas for South Carolina Department of Public Safety
(SCDPS) officials who had been subpoenaed by Ms. Bessinger. Ms. Bessinger stated that she
was in agreement to quash as she had spoken with SCDPS officials earlier that morning.

Ms. Gee made a motion to quash the subpoena for documents. She stated there was no
authority to subpoena documents and that the documents were irrelevant to the hearing.
Ms. Bessinger responded and made arguments against the request to quash.

Ms. Bowers made a motion for the board to go into executive session to receive legal advice
from Mr. Nicholson. Mr. Benson seconded the motion. The board went into executive
session. After receiving legal advice from Mr. Nicholson, Mr. Benson made a motion to
come out of executive session. Ms. Bowers seconded the motion. Upon the board returning
to open session Chairman Way announced that the board was in executive session for the
sole purpose of receiving legal advice. Chairman Way stated that the documents are

COMMISSIONERS

BILLY WAY, JR.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

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P.O. Box 5987
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quashed due to the fact that Title 7 does not allow the State Election Commission (SEC) to subpoena documents.

Ms. Bessinger made opening remarks. Ms. Gee made opening remarks. Ms. Bessinger called a rental agency representative to testify. Ms. Bessinger called Senator Pinckney. Ms. Bessinger called Lafayette Webber. Ms. Bessinger called Gilda Stephenson-Steward. Ms. Bessinger called Jeanine Bostick, Director of the Jasper County Registration and Election Commission. Ms. Bessinger called Arthur Murphy.

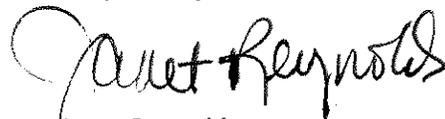
Ms. Gee made a motion for a directed verdict. Mr. Benson made a motion to go into executive session for the board to receive legal advice. Ms. Bowers seconded the motion. The board went into executive session. Upon returning to open session, Mr. Benson made a motion to return. Ms. Bowers seconded. Chairman Way announced that the motion for directed verdict was denied.

Ms. Gee recalled Senator Pinckney for cross examination. Ms. Gee entered several documents into evidence. Ms. Bessinger examined Senator Pinckney on re-direct. Ms. Gee introduced an affidavit of Senator Pinckney's brother, Mr. Kenya Pinckney.

Mr. Benson made a motion for the board to take a five minute recess. Ms. Bowers seconded the motion. The board recessed for five minutes. Upon returning to open session, Ms. Bowers made a motion to reconvene. Ms. White seconded the motion.

Ms. Bessinger made closing arguments. Ms. Gee made closing arguments. Mr. Benson moved to go into executive session for the sole purpose of receiving legal advice. Ms. Bowers seconded the motion. The board went into executive session. Upon returning to open session Mr. Benson made a motion to reconvene. Ms. White seconded the motion. Ms. Bowers made a motion for the board to find in favor of Senator Pinckney. Mr. Benson seconded the motion. Chairman Way asked if there was any further discussion by the members. There being no further discussion, Ms. White made a motion to adjourn the hearing. Ms. Bowers seconded the motion. The hearing adjourned.

Respectfully submitted,



Janet Reynolds
Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

November 27, 2012
2:00 p.m.

Present: Mr. Billy Way, Chairman; Mr. Mark Benson; Mrs. Marilyn Bowers;
Ms. Nicole Spain White; Mr. Allen Dawson.

Others Present: Ms. Marci Andino, Executive Director; Mr. J. C. Nicholson, S. C.
Attorney General's Office; Chris Whitmire, Director of Public
Information/Training; and Janet Reynolds, Director of
Administration.

**THE PROTEST HEARING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO
THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.**

The purpose of this meeting was to hear a protest filed following the South Carolina House of Representatives District 53 election held on November 6, 2012 during the statewide general election. Mr. Richard Yow was the petitioner and Mr. Ted Vick, Mr. Phil Powell and the Chesterfield County Registration and Election Commission were the respondents. Chairman Way called the hearing to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Chairman Way asked all parties to introduce themselves. Mr. Vick's attorneys were Mr. John Moylan and Mr. Matthew Richardson. Mr. Yow's attorneys were Ms. Sarah Crawford, Mr. Trey Cockrell and Mr. Jason Turnblad. Ms. Lois Burr, Director of the Chesterfield County Registration and Election Commission was in attendance. Mr. Heath Ruffner was the attorney for Chesterfield County. Mr. Vick nor Mr. Powell was in attendance. Mr. Moylan asked the board to consider a motion to dismiss the hearing. Mr. Moylan presented arguments for the dismissal. Ms. Crawford argued against the dismissal.

Mr. Benson made a motion for the board to go into executive session to receive legal advice from Mr. J. C. Richardson. Ms. Bowers seconded the motion. Ms. White made a motion for the board to come out of executive session. Ms. Bowers seconded. The board came back into open session. Chairman Way stated that the board denied the motion to dismiss.

Ms. Crawford made opening remarks. Mr. Moylan made opening remarks. Ms. Crawford called Mr. Yow to testify. Mr. Cockrell admitted Exhibit 1 into the record. Mr. Moylan cross-examined Mr. Yow. Mr. Cockrell called Mr. Pack Parker, Chairman of the Chesterfield County Republican Party. Mr. Moylan cross-examined Mr. Parker. Mr. Benson made a motion for the board to go into executive session. Ms. Bowers seconded the motion. The board went into executive session for the sole purpose of receiving legal advice from counsel. Mr. Benson made a motion for the board to come out of executive session. Ms. Bowers seconded the motion. The board returned to open session. Chairman Way announced that

COMMISSIONERS

Billy Way, Jr.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

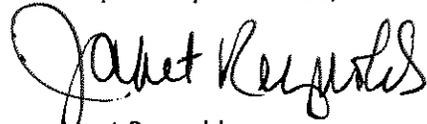
MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

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Fax: 803.734.9366
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while in executive session, the board did not deliberate or take any votes. Chairman Way stated that the motion was denied. Mr. Cockrell made closing arguments. Mr. Moylan made closing arguments. Mr. Benson made a motion to rule in favor of the respondent. Mr. Dawson seconded the motion. The motion carried unanimously. The meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Janet Reynolds". The signature is written in a cursive style with a large initial "J".

Janet Reynolds

Director of Administration

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

December 4, 2012
10:00 a.m.

Present: Billy Way, Jr., Chairman; Mark Benson; Marilyn Bowers; E. Allen Dawson; and Nicole Spain White

Others Present: Marci Andino, Executive Director; Howard Snider, Director of Voter Services; Chris Whitmire, Director of Public Information & Training; Arlene Criswell, Training Coordinator; J.C. Nicholson, S.C. Attorney General's Office

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Chairman Way stated the sole purpose of the meeting was to hear the Appeal filed by Darrell Hudson in the Lexington County Council District 3 election held on November 6, 2012. Chairman Way introduced members of the Board and invited parties to introduce themselves. David Taylor introduced himself as counsel to Mr. Hudson, who was also present. Mark Hardee introduced himself as counsel to Kent Collins, who was also present.

Chairman Way stated that Mr. Taylor had made a motion for a de novo hearing. Mr. Taylor spoke in favor of the motion. Mr. Hardee spoke against the motion. No member of the Board made a motion to grant the de novo hearing. Chairman Way denied the motion.

Mr. Taylor made oral arguments. Mr. Hardee made oral arguments. Mr. Hudson made comments.

Ms. White moved to enter into executive session for the sole purpose of receiving legal advice. Mr. Benson seconded the motion. The motion passed unanimously, and the meeting entered executive session.

Ms. Bowers moved to return to open session. Mr. Dawson seconded the motion. The motion passed unanimously, and the meeting continued in open session.

COMMISSIONERS

B. WAY, JR.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
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Chairman Way stated the Board took no action in executive session and only received legal advice from counsel.

Ms. Bowers moved to uphold the decision of the Lexington County Election Commission because the State Board of Canvassers lacks jurisdiction in the matter because it deals with candidate filing issues under the S.C. Supreme Court rulings in *Anderson* and *Florence*. Mr. Dawson seconded the motion. The motion passed on a 5-0 vote. Chairman Way stated the decision of the Lexington County Election Commission was upheld, and the election results stand.

The meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "C. Whitmire", written in a cursive style.

Chris Whitmire

Director of Public Information & Training

**STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205**

**December 4, 2012
12:00 p.m.**

Present: Billy Way, Jr., Chairman; Mark Benson; Marilyn Bowers; E. Allen Dawson; and Nicole Spain White

Others Present: Marci Andino, Executive Director; Howard Snider, Director of Voter Services; Chris Whitmire, Director of Public Information & Training; Arlene Criswell, Training Coordinator; Vickie Canada, Administrative Assistant; J.C. Nicholson, S.C. Attorney General's Office

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Chairman Way stated the sole purpose of the meeting was to hear the Appeal filed by Richard Kerr in the Georgetown School Board District 6 election held on November 6, 2012. Chairman Way introduced members of the Board and invited parties to introduce themselves. Bob Moran introduced himself as counsel to Peggy Wheeler Cribb, who was also present. Daniel Stacy introduced himself as counsel to Mr. Kerr, who was also present. Wesley Bryant introduced himself as counsel to the Georgetown County Election Commission and Donna Mahn as Director of the Georgetown County Election Commission.

Mr. Stacy made oral arguments. Mr. Moran made oral arguments. Mr. Dawson and Ms. Bowers asked questions of counsel. Mr. Stacy made closing arguments. Mr. Moran made closing arguments. Mr. Nicholson asked questions of counsel.

Ms. Bowers moved to enter into executive session for the sole purpose of receiving legal advice. Ms. White seconded the motion. The motion passed unanimously, and the meeting entered executive session.

Ms. White moved to return to open session. Ms. Bowers seconded the motion. The motion passed unanimously, and the meeting continued in open session.

COMMISSIONERS

B. WAY, JR.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

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803.734.9060
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Chairman Way stated the Board took no action in executive session and only received legal advice from counsel.

Mr. Benson moved to overturn the decision of the Georgetown County Election Commission to overturn the results of the election and to let the election results stand. Ms. White seconded the motion. Mr. Benson stated that he believed Mr. Altman should have recused himself from deliberations in the case since he was the primary witness in the protest hearing. He also stated that there was no testimony or evidence showing specific numbers of votes affected by the election day issues. The motion passed on a 5-0 vote. Chairman Way stated the decision of the Georgetown County Election Commission was overturned, and the results of Georgetown School Board District 6 election stand.

The meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'C. Whitmire', written in a cursive style.

Chris Whitmire

Director of Public Information & Training

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

December 4, 2012
2:30 p.m.

Present: Billy Way, Jr., Chairman; Mark Benson; Marilyn Bowers; E. Allen Dawson; and Nicole Spain White

Others Present: Marci Andino, Executive Director; Howard Snider, Director of Voter Services; Chris Whitmire, Director of Public Information & Training; Arlene Criswell, Training Coordinator; Vickie Canada, Administrative Assistant; J.C. Nicholson, S.C. Attorney General's Office

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting of the State Board of Canvassers (SBC) to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted.

Chairman Way stated the sole purpose of the meeting was to hear the Appeal filed by Henry Niles, Jr., and Robert Call, Jr., in the Berkeley County Council District 3 election held on November 6, 2012. Chairman Way introduced members of the Board and invited parties to introduce themselves. Dylan Goff introduced himself as counsel to Mr. Niles and Mr. Call. Joshua Whitley introduced himself as counsel to Kenneth Gunn. Lucas Padgett introduced himself as counsel to the Berkeley County Election Commission and Wanda Farley as Director of the Berkeley County Election Commission.

Chairman Way stated there was a motion to remove Mr. Call as a party to the Appeal and asked Mr. Goff to explain why Mr. Call was made a party to the Appeal. Mr. Goff made comments. Mr. Whitley made comments.

Mr. Goff made opening remarks. Mr. Whitley made opening remarks. Mr. Padgett made opening remarks. Ms. White asked questions of counsel.

Ms. Bowers moved to enter into executive session for the sole purpose of receiving legal advice. Mr. Benson seconded the motion. The motion passed unanimously, and the meeting entered executive session.

COMMISSIONERS

Billy Way, Jr.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
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Mr. Dawson moved to return to open session. Ms. White seconded the motion. The motion passed unanimously, and the meeting continued in open session.

Chairman Way stated the Board took no action in executive session and only received legal advice from counsel.

Mr. Dawson moved to remove Mr. Call as a party to the Appeal. Ms. Bowers seconded the motion and stated that Mr. Call should be removed because he was not a party to the original protest. The motion passed unanimously.

Ms. Bowers moved to uphold the decision of the Berkeley County Election Commission and to let the election results stand. Mr. Benson seconded the motion. The motion passed on a 5-0 vote. Chairman Way stated the decision of the Berkeley County Election Commission was upheld, and the results of the Berkeley County Council District 3 election stand.

The meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Chris Whitmire". The signature is stylized with large, sweeping loops and a prominent initial "C".

Chris Whitmire

Director of Public Information & Training

**STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205**

**December 17, 2012
11:30 a.m.**

Present: Billy Way, Jr., Chairman; Marilyn Bowers; E. Allen Dawson; and Nicole Spain White

Others Present: Marci Andino, Executive Director; Howard Snider, Director of Voter Services; Janet Reynolds, Director of Administration; J.C. Nicholson, S.C. Attorney General's Office; Vickie Canada, Administrative Coordinator

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

RE: Appeal Hearing – Michael Letts v. James Manning, Richland County Council District 8

Chairman Way called the meeting of the State Board of Canvassers (SBC) to order.

Prior to Chairman Way proceeding with the start of the appeal hearing, Mr. Letts asked to speak to the commissioners.

Mr. Letts stated he would like to withdraw his request for this appeal hearing. Chairman Way asked if any of the commissioners had questions; there were no questions from the commissioners and the withdrawal request was approved.

Chairman Way made a motion to adjourn the meeting. Ms. White seconded the motion, the motion carried unanimously, and the meeting was adjourned.

COMMISSIONERS

BILLY WAY, JR.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
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Respectfully submitted,


Vickie Canada,
Administrative Coordinator

STATE BOARD OF CANVASSERS
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

December 17, 2012
10:00 a.m.

Present: Billy Way, Jr., Chairman; Marilyn Bowers; E. Allen Dawson; and Nicole Spain White

Others Present: Marci Andino, Executive Director; Howard Snider, Director of Voter Services; Janet Reynolds, Director of Administration; Vickie Canada, Administrative Assistant; J.C. Nicholson, S.C. Attorney General's Office

THE MEETING OF THE STATE BOARD OF CANVASSERS WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting of the State Board of Canvassers (SBC) to order.

Chairman Way asked the parties in the case and their attorneys to introduce themselves. Mr. John Moylan introduced himself as counsel for CMRTA. Ms. Helen McFadden introduced herself as counsel for Richland County Council. She also introduced Ms. Elizabeth McLean as assistant counsel for Richland County. Mr. Michael Letts introduced himself as the Appellant and stated that he was representing himself in the appeal. Mr. R. J. Shealy stated he was present to assist Mr. Letts.

Mr. Letts requested that a denovo hearing be granted. Mr. Letts then made his oral arguments for having a denovo hearing. Mr. Moylan then presented his arguments against a denovo hearing. Ms. McFadden presented her arguments against a denovo hearing.

Chairman Way asked if any of the commissioners thought it was necessary to hold a denovo hearing or if they would like to proceed based on the transcript from the protest hearing. Hearing no indication of such from any of the commissioners, Chairman Way denied the motion to hold a denovo hearing and stated the board would move forward with the appeal.

Ms. McFadden asked Chairman Way if the people who had been subpoenaed to appear at the hearing could be dismissed. Chairman Way stated that those who had been subpoenaed were dismissed.

COMMISSIONERS

BILLY WAY, JR.

Chairman

MARILYN BOWERS

E. ALLEN DAWSON

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Mr. Letts asked Chairman Way if a change could be made to the transcript from the hearing held before the county election commission. Mr. Letts stated that a reference was made in the transcript to the George case in Charleston County when the correct case was the Douon case. Ms. McFadden stated that Mr. Letts had did reference the George case during the primary hearing, but all parties were aware that he actually meant to say the Douon case. Mr. Nicholson informed Mr. Letts that he could reference the correct case today as no change was necessary in the transcript from the county protest hearing.

Mr. Letts presented his opening remarks. Mr. Moylan presented his opening remarks. Ms. McFadden presented her opening remarks.

Mr. Letts presented oral arguments. There were no questions from the commissioners. Mr. Moylan presented oral arguments. Ms. McFadden presented her oral arguments.

Chairman Way stated that he had failed to ask if all notices had been posted as required by the Freedom of Information Act. Ms. Andino replied that the notices had been posted and that all parties were notified of the hearing.

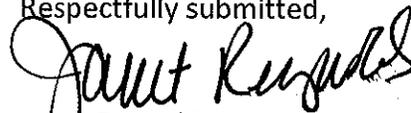
Chairman Way asked for a motion to go into executive session for the sole purpose of receiving legal counsel from Mr. Richardson. Ms. White made the motion. Ms. Bowers seconded the motion. The board went into executive session.

When the board came back into the open session Ms. Bowers made a motion to come out of executive session and into the open session. Ms. White seconded the motion. Chairman Way stated that the board went into executive session for the sole purpose of receiving legal advice from counsel, and that while in executive session the board did not deliberate and took no votes. Mr. Letts gave Mr. Richardson a copy of the Douon case.

Mr. Dawson made a motion to deny the appeal. Ms. Bowers seconded the motion. Ms. Bowers stated while she felt more machines should have been deployed, she did not see any evidence which would be required to overturn the results of the election. Mr. Dawson stated that he had the same thoughts as Ms. Bowers. Chairman Way stated that the appeal was denied.

The hearing adjourned.

Respectfully submitted,



Janet Reynolds

Director of Administration

STATE ELECTION COMMISSION
2221 Devine Street, Suite 105
Columbia, South Carolina 29205

December 17, 2012
1:00 p.m.

Present: Mr. Billy Way, Jr., Chairman; Ms. Nicole S. White; Ms. Marilyn Bowers; and Mr. E. Allen Dawson.

Others Present: Ms. Marci Andino, Executive Director; and Ms. Janet Reynolds, Director of Administration.

THE MEETING OF THE STATE ELECTION COMMISSION WAS HELD PURSUANT TO THE FREEDOM OF INFORMATION ACT AND ALL REQUIRED NOTIFICATIONS WERE MADE.

Chairman Way called the meeting to order and asked if all notices of the meeting were posted as required by the Freedom of Information Act. Ms. Andino stated that the required notice had been posted.

Approval of Minutes

Minutes from several meetings held over the last two months had not yet been approved. There was some discussion as to whether all of the commissioners present at the meeting had received all of the minutes for review. Ms. Andino stated all minutes requiring approval would be sent in one file to the commissioners. Chairman Way stated approval of the minutes would be deferred until the next SEC meeting.

New Business

The first item under new business was the preliminary report on the problems in Richland County during the statewide general election on November 6, 2012. Ms. Andino reported that Mr. Steve Hamm had been hired as the attorney for the Richland County Board of Registration/Election Commission regarding the matter. Mr. Hamm released a preliminary report on December 3, 2012. Ms. Andino stated that she would provide a copy of the final report to the commissioners when it becomes available. She stated it will probably be after the Christmas when the final report is available.

Ms. Andino gave the commissioners a copy of the proposed 2013 meeting schedule. Ms. Andino stated that the report is likely to change during the year and she will provide updates to the schedule as necessary.

The next item on the agenda was the legislative report. Ms. Andino advised the commissioners on bills relating to elections that have been prefiled to date. Ms. Andino stated that a tracking sheet of election related bills has been compiled and she will send the sheet to the commissioners on a monthly basis while the legislature is in session.

COMMISSIONERS

BILLY WAY, JR.
Chairman

MARK A. BENSON

MARILYN BOWERS

E. ALLEN DAWSON

NICOLE SPAIN WHITE

MARCI ANDINO
Executive Director

2221 Devine Street
P.O. Box 5987
Columbia, SC 29250

803.734.9060
Fax: 803.734.9366
www.scvotes.org

Old Business

The first item under old business was an update on the audit being performed by the Legislative Audit Council (LAC). The audit was requested due to the current voting system not having a paper audit trail. Ms. Andino stated that the LAC had requested a large amount of information during the statewide general election. Ms. Andino requested that the SEC be allowed to concentrate on the conduct of the general election before supplying the information requested by the Council. Ms. Andino stated that the SEC will now pull together the information requested.

The next meeting was scheduled for January 16, 2013 at 10:00 a.m. There being no further business, Ms. White made a motion to adjourn the meeting. Mr. Dawson seconded the motion and the meeting adjourned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Janet Reynolds". The signature is written in a cursive, flowing style with a large initial "J".

Janet Reynolds
Director of Administration