

## MINUTES

### OF THE STATE ELECTION BOARD AT ITS MEETING

January 24, 2012

The State Election Board met in a Special meeting at 4:00 p.m. in Room B-6 of the State Capitol Building. Advance notice of the meeting was performed by filing a written notice with the Secretary of State on January 11, 2012, at 4:02 p.m. A copy of the agenda is attached.

Meeting was called to order by **Tom Prince**.

**ROLL CALL:** TOM PRINCE - **Present**  
STEPHEN CURRY - **Present**  
JIM ROTH - **Present**

#### BUSINESS CONDUCTED AT THE MEETING

1. **BUSINESS CONDUCTED:** Consideration and action regarding the minutes of the meeting held December 13, 2011. **ACTION TAKEN:** Mr. Roth moved that the minutes of the meeting held on December 13, 2011, be approved. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0.

2. **BUSINESS CONDUCTED:** Discussion on Wilson v. State Election Board, Case No. 11042, in the Supreme Court of the State of Oklahoma. **ACTION TAKEN:** Secretary Paul Ziriaux gave the Board updates on the Wilson v. State Election Board, Case No. 11042, in the Supreme Court of the State of Oklahoma.

3. **BUSINESS CONDUCTED:** Discussion on Gentges v. State Election Board, Case No. CV-2011-648, in the District Court of Tulsa County, State of Oklahoma. **ACTION TAKEN:** Secretary Paul Ziriaux gave the Board updates on the case of Gentges v. State Election Board, Case No. CV-2011-648, in the District Court of Tulsa County, State of Oklahoma.

4. **BUSINESS CONDUCTED:** Discussion and possible vote to enter Executive session for the purpose of confidential communications between the Board and its attorney concerning the court's decision in Awad v. Ziriaux, Et Al., Case No. 10-6273, before the United States Court of Appeals for the Tenth Circuit, and options for proceeding in the case styled Awad v. Ziriaux, Et Al., Case No. CIV-10-1186, in the United States District Court for the Western District of Oklahoma, if the Board, with the advice of its attorney, determines that disclosure will seriously impair the ability of the Board to conduct pending litigation, pursuant to 25 O.S. Supp. 2011, 307 (B)(4) **ACTION TAKEN:** Based on the advice received from Patrick Wyrick, counsel with the Attorney General's office, Mr. Curry moved that the Board enter into Executive session. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0.

**BUSINESS CONDUCTED:** Vote to return to open session. **ACTION TAKEN:** Mr. Curry moved that the Board return to open session. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0.

**BUSINESS CONDUCTED:** Possible vote on matters/options discussed in Executive session. **ACTION TAKEN:** Mr. Roth moved that the Board's attorney act as directed in Executive Session. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0.

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5. **BUSINESS CONDUCTED:** Consideration and action regarding the resignation of the alternate Republican Board member of the Blaine County Election Board. **ACTION TAKEN:** The Board acknowledged the resignation of H. Martin Stevenson as the alternate Republican Board member of the Blaine County Election Board. (Resignation attached)

6. **BUSINESS CONDUCTED:** Consideration and action regarding the appointment of the alternate Republican Board member of the Blaine County Election Board. **ACTION TAKEN:** None. (Did not receive nomination)

7. **BUSINESS CONDUCTED:** Consideration and action regarding the appointment of the Democrat Board member of the Cimarron County Election Board. **ACTION TAKEN:** Mr. Roth moved to appoint Vicki Turner as the Democrat Board member of the Cimarron County Election Board. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Nomination attached)

8. **BUSINESS CONDUCTED:** Consideration and action regarding the resignation of the Democrat Board member of the Grant County Election Board. **ACTION TAKEN:** The Board acknowledged the resignation of Dennis Lawrence Yunker as the Democrat Board member of the Grant County Election Board. (Resignation attached)

9. **BUSINESS CONDUCTED:** Consideration and action regarding the appointment of the Democrat Board member of the Grant County Election Board. **ACTION TAKEN:** None. (Did not receive nomination)

10. **BUSINESS CONDUCTED:** Consideration and action regarding the resignation of the Republican Board member of the Hughes County Election Board. **ACTION TAKEN:** The Board acknowledged the resignation of Marsha Salazar as the Democrat Board member of the Hughes County Election Board. (Resignation attached)

11. **BUSINESS CONDUCTED:** Consideration and action regarding the appointment of the Republican Board member of the Hughes County Election Board. **ACTION TAKEN:** Mr. Roth moved to appoint Jane Carroll as the Republican Board member of the Hughes County Election Board. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Nomination attached)

12. **BUSINESS CONDUCTED:** Consideration and action regarding the resignation of the alternate Republican Board member of the Ottawa County Election Board. **ACTION TAKEN:** The Board acknowledged the resignation of George Hubbard as the alternate Republican Board member of the Ottawa County Election Board. (Resignation attached)

13. **BUSINESS CONDUCTED:** Consideration and action regarding the appointment of the alternate Republican Board member of the Ottawa County Election Board. **ACTION TAKEN:** None. (Did not receive nomination)

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14. **BUSINESS CONDUCTED:** Consideration and action regarding the resignation of the Republican Board member of the Payne County Election Board. **ACTION TAKEN:** The Board acknowledged the resignation of Carol J. White as the Republican Board member of the Payne County Election Board. (Resignation attached)

15. **BUSINESS CONDUCTED:** Consideration and action regarding the appointment of the Republican Board member of the Payne County Election Board. **ACTION TAKEN:** None. (Did not receive nomination)

16. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place change in Caddo County. **ACTION TAKEN:** Mr. Roth moved to approve moving the polling place location for Caddo County outside precinct boundaries. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Request attached)

17. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place changes in Canadian County. **ACTION TAKEN:** Mr. Curry moved to approve moving the polling place locations outside precinct boundaries in Canadian County. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0 (Requests attached)

18. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place changes in Garfield County. **ACTION TAKEN:** Mr. Roth moved to approve moving the polling place locations outside precinct boundaries in Garfield County. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Requests attached)

19. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place changes in Kingfisher County. **ACTION TAKEN:** Mr. Roth moved to approve moving the polling place locations outside precinct boundaries in Kingfisher County. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Requests attached)

20. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place change in Lincoln County. **ACTION TAKEN:** Mr. Curry moved to approve moving the polling place location outside precinct boundaries in Lincoln County. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Request attached)

21. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place change in Mayes County. **ACTION TAKEN:** Mr. Curry moved to approve moving the polling place location outside precinct boundaries in Mayes County. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Request attached)

22. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place change in Osage County. **ACTION TAKEN:** Mr. Curry moved to approve moving the polling place location outside precinct boundaries in Osage County. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Request attached)

23. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place changes in Pottawatomie County. **ACTION TAKEN:** Mr. Curry moved to approve moving the polling place locations outside precinct boundaries in Pottawatomie County. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Requests attached)

24. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place changes in Tulsa County. **ACTION TAKEN:** Mr. Roth moved to approve moving the polling place locations outside precinct boundaries in Tulsa County. Mr. Curry seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Requests attached)

25. **BUSINESS CONDUCTED:** Consideration and action regarding the polling place change in Washington County. **ACTION TAKEN:** Mr. Curry moved to approve moving the polling place location outside precinct boundaries in Washington County. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0. (Request attached)

26. **BUSINESS CONDUCTED:** Secretary's report on mock election/voting system. Paul Ziriak, State Election Board secretary, gave a brief update on the mock election/voting system. Rural areas had a higher turnout than the metropolitan areas. The machines worked well with a few exceptions of ATI keypads with the word Enter misspelled in Braille, a few minor glitches with the eScans and adequate supplies of the USB drives.

27. **BUSINESS CONDUCTED:** Consideration of future meetings. **ACTION TAKEN:** The Board will meet February 21, 2012, at 5:00 p.m.

28. **BUSINESS CONDUCTED:** Motion to Adjourn. **ACTION TAKEN:** Mr. Curry moved to adjourn until the next meeting. Mr. Roth seconded the motion. **ROLL CALL VOTE:** Mr. Prince-aye; Mr. Curry-aye; Mr. Roth-aye. Motion passed, 3-0.

State Election Board

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Mr. Prince, Chairman

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Mr. Curry, Vice-Chairman

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Mr. Roth, Member

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Dr. Tim Mauldin, Democrat Alternate

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Mr. Gerald Buchanan, Republican Alternate