

# State of Wisconsin\Government Accountability Board

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JUDGE DAVID G. DEININGER  
Chair

KEVIN J. KENNEDY  
Director and General Counsel

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## Wisconsin Government Accountability Board

212 East Washington Avenue

Madison, Wisconsin

February 7, 2012

9:00 a.m.

### Open Session Minutes

<u>Summary of Significant Actions Taken</u>	<u>Page</u>
A. Approve Proposed Rule Permitting Use of Technical College Student Identification Cards for Voting	2

Present: Judge David Deininger and Judge Thomas H. Barland (in person), Judge Gerald Nichol, Judge Michael Brennan, and Judge Thomas Cane (by telephone)

Staff present: Kevin Kennedy, Nathaniel E. Robinson, Jonathan Becker, Shane Falk, Katie Mueller and Reid Magney

#### **A. Call to Order**

Judge Deininger called the meeting to order at 9:01 a.m.

#### **B. Director's Report of Appropriate Meeting Notice**

Director and General Counsel Kevin Kennedy informed the Board that proper notice was given for the meeting.

#### **C. Personal Appearances**

**Larry Gamble of Franklin** appeared on behalf of the Wisconsin Grandsons of Liberty and Verify the Recall to discuss his group's plans to use 13,000 volunteers to data enter information from recall petitions so they can be verified.

**Ross Brown of Verona** appeared on behalf of We the People of the Republic and Verify the Recall. He asked the Board to recognize Verify the Recall as a real entity and accept challenges to petitions based on the group's work.

**Amy Moran of Madison** appeared on her own behalf to express concern about the Board's decision to publish copies of the recall petitions on the Internet. She said open publication of the petitions is a disincentive to future participation in recall efforts. She distributed a letter delineating her position.

#### **D. Administrative Rules**

##### **Approve Proposed Rule Permitting Use of Technical College Student Identification Cards for Voting**

Director Kevin Kennedy provided an oral and written report. He also referred to a letter from the Wisconsin Technical College System supporting the rule. Governor Walker has approved publication of the scope statement, and staff has developed the proposed emergency and permanent rule.

**MOTION:** Approve the proposed statement of scope for an emergency and permanent rule permitting the use of Wisconsin Technical College System student identification cards for voting and direct staff to submit the proposed rule for approval by the Governor. The Board further directs staff to set a time for a public hearing on the proposed emergency rule once approval is received from the Governor. Moved by Judge Barland, seconded by Judge Cane.

Roll call vote: Barland:	Aye	Brennan:	Aye
	Cane:	Deiningering:	Aye
	Nichol:		Aye

#### **E. Report on Recall Petition Review Preparations**

Director Kennedy provided an oral and written report regarding issues dealt with by the staff regarding recall petitions and their review, including the decision to post copies of the petitions on the website; decisions regarding accepting challenges and other information from third parties; and searching for and eliminating fictitious and duplicate signatures.

Discussion.

#### **F. Director's Report**

Director Kennedy provided an oral report on efforts to implement the Voter Photo ID Law; notice received from the Department of Administration that 26 project positions funded through HAVA have been extended for three years; efforts to implement new voting districts; and efforts to secure funding for the recall review process from the Joint Committee on Finance.

Discussion.

**J. Closed Session**

Adjourn to closed session to consider written requests for advisory opinions and the investigation of possible violations of Wisconsin's lobbying law, campaign finance law, and Code of Ethics for Public Officials and Employees; and confer with counsel concerning pending litigation.

**MOTION:** Move to closed session pursuant to §§5.05(6a), 19.85(1)(h), 19.851, 19.85(1)(g), and 19.85(1)(c), to consider written requests for advisory opinions and the investigation of possible violations of Wisconsin's lobbying law, campaign finance law, and Code of Ethics for Public Officials and Employees; and confer with counsel concerning pending litigation and consider performance evaluation data of a public employee of the Board. Moved by Judge Barland, seconded by Judge Nichol.

Roll call vote: Barland:	Aye	Brennan:	Aye
	Cane:	Deininger:	Aye
	Nichol:		Aye

Motion carried. The Board recessed at 10:06 a.m. and convened in closed session at 10:19 a.m.

**L. Adjourn**

The Board adjourned in closed session at 1:00 p.m.

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The next regular meeting of the Government Accountability Board is scheduled for Tuesday, March 20, 2012, at the G.A.B. office, 212 E. Washington Ave., in Madison, Wisconsin beginning at 9:00 a.m.

February 7, 2012 Government Accountability Board meeting minutes prepared by:

  
Reid Magney, Public Information Officer

March 14, 2012

February 7, 2012 Government Accountability Board meeting minutes certified by:

  
Judge Gerald Nichol, Board Secretary

March 20, 2012