



Wisconsin Elections Commission

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Wisconsin Elections Commission

Quarterly Meeting

Wisconsin Capitol Building, Room 412E

Madison, Wisconsin

10:00 a.m. October 4, 2024

Open Session Minutes

Present: Commissioner Marge Bostelmann, Commissioner Ann Jacobs, Commissioner Don M. Millis, Commissioner Carrie Riepl, Commissioner Robert Spindell Jr., and Commissioner Mark Thomsen, all in person.

Staff present: Ahna Barreau, Cody Davies, Sharrie Hauge, Brandon Hunzicker, Robert Kehoe, Anna Langdon, Angela Sharpe, Riley Vetterkind, Riley Willman, Jim Witecha, and Meagan Wolfe, all in person.

A. Call to Order

Commission Chair Jacobs called the meeting to order at 10:00 a.m. and called the roll. All Commissioners were present.

B. Administrator's Report of Appropriate Meeting Notice

Administrator Meagan Wolfe informed the Commission that the meeting was noticed in accordance with Wisconsin's open meetings laws.

C. Public Comment

Chair Jacobs announced each speaker would have three minutes to provide comment.

Eileen Newcomer

Eileen Newcomer appeared via Zoom on behalf of the League of Women Voters of Wisconsin and thanked the Wisconsin Elections Commission staff for their work. She provided comments in support of the 2024 Voting Equipment Audit Guidelines and the EL Chapter 4 Observer Rule Emergency Scope Statement.

Jennifer Cremers

Wisconsin Elections Commissioners

Ann S. Jacobs, chair | Marge Bostelmann | Don M. Millis | Carrie Riepl | Robert Spindell | Mark L. Thomsen

Administrator
Meagan Wolfe

Jennifer Cremers appeared in person and expressed dissatisfaction with the work of the City of Madison clerk's office and the Wisconsin Elections Commission. She provided comments opposing the promulgation of the EL Chapter 4 Observer Rule Emergency Scope Statement.

Commissioner Spindell, Commissioner Millis, and Commissioner Thomsen followed up with questions.

Mike Willett

Mike Willett appeared in person and provided recommendations regarding the Commission's recount manual. He noted he brought written comments with him.

Debbie Morin

Debbie Morin appeared via Zoom and expressed appreciation for Commissioner Spindell's work on the Commission. She provided comments opposing the promulgation of the EL Chapter 4 Observer Rule Emergency Scope Statement. She expressed approval for the Elector Challenges pamphlet and provided feedback regarding statutory references.

Commissioner Spindell followed up with questions.

Jack Landwehr

Jack Landwehr appeared via Zoom and provided comments opposing the promulgation of the EL Chapter 4 Observer Rule Emergency Scope Statement. He provided recommendations regarding observation procedures and noted his own work to ensure voting integrity.

Julie Seegers

Julie Seegers appeared via Zoom and provided comments opposing the promulgation of the EL Chapter 4 Observer Rule Emergency Scope Statement.

D. Written Comments

Chair Jacobs noted the Commission received and read the written comments that were submitted.

E. Approval of Previous Meeting Minutes

a. September 11, 2024

b. September 18, 2024

MOTION: Approve the September 11, 2024, and September 18, 2024, open session minutes.

Moved by Commissioner Thomsen. Seconded by Commissioner Riepl.

Roll call vote:	Bostelmann:	Aye	Riepl:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

F. Discussion, Review, and Possible Action Pertaining to the 2024 Voting Equipment Audit Guidelines Proposal

Elections Specialist Cody Davies summarized the memo regarding the 2024 Voting Equipment Audit Guidelines.

Discussion.

MOTION: The Commission adopts the 2024 post-election audit parameters and procedures outlined above, including the selection criteria, timeline for completion, error rate calculation, and reimbursement structure.

Moved by Commissioner Millis. Seconded by Commissioner Bostelmann.

Roll call vote:	Bostelmann:	Aye	Riepl:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

G. Discussion, Review, and Possible Action Pertaining to the 2024 Revised Public Records Policy

Staff Attorney Angela Sharpe presented the proposed public records policy to the Commission.

Discussion.

The Commission directed staff to revise the policy based on the Commission's discussion:

- Include direction on when and how to delete records in accordance with State records retention timelines.
- Replace "Commissioners must copy their public @wisconsin.gov email account..." on page 29 of the Commission's materials with, "Commissioners are encouraged to copy their public @wisconsin.gov email account..."
- Incorporate references to State public records law.
- Clarify that staff will ask requesters to clarify whether bulk solicitation emails are included in their request.
- Include agency RDAs in the next draft.

H. Discussion, Review, and Possible Action Pertaining to the 2024 Annual Report

Chief Administrative Officer Sharrie Hauge summarized the 2024 Annual Report.

Chair Jacobs noted no action was required for the item.

I. Discussion, Review, and Possible Action Pertaining to the 2024 "Report of Suspected Election Fraud, Irregularities, or Violations" (§ 7.15(1)(g) Report)

Staff Attorney Brandon Hunzicker summarized the 2024 “Report of Suspected Election Fraud, Irregularities, or Violations”

Discussion.

MOTION: Direct Commission staff to submit the attached cover letter and report titled “Report of Suspected Election Fraud, Irregularities or Violations” to the Legislature per Wis. Stat. §§ 7.15(1)(g) and 13.172(2).

Moved by Commissioner Bostelmann. Seconded by Commissioner Riepl.

Roll call vote: Bostelmann:	Aye	Riepl:	Aye
Jacobs:	Aye	Spindell:	Aye
Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

J. Administrative Rulemaking
a. Update on the Status of the Permanent and Emergency Rulemaking Pertaining to Election Observers

Attorney Hunzicker updated the Commission on the status of the permanent and emergency rules pertaining to election observers.

MOTION: That the Commission not proceed with the emergency rule on observers.

Moved by Commissioner Millis. Seconded by Commissioner Spindell.

Discussion.

Roll call vote: Bostelmann:	Aye	Riepl:	Aye
Jacobs:	Aye	Spindell:	Aye
Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

K. Discussion, Review, and Possible Action Pertaining to Clerk Communication: Elector Challenges

Chief Legal Counsel Jim Witecha summarized past directives regarding the Elector Challenges pamphlet before the Commission.

MOTION: Adopt the Elector Challenges handout as found in the Commission’s materials.

Moved by Commissioner Bostelmann. Seconded by Commissioner Riepl.

Roll call vote: Bostelmann:	Aye	Riepl:	Aye
Jacobs:	Aye	Spindell:	Aye
Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

L. Discussion, Review, and Possible Action Pertaining to Agency Intellectual Property and Logo Usage Policy

Public Information Officer Riley Vetterkind summarized past directives regarding the policy before the Commission.

Discussion.

The Commission agreed that the third bullet point on page 60 of the Commission’s materials will say, “Any organization using the MyVote logo should have an endorsement. That endorsement shall be reviewed by two Commissioners of opposite parties who will agree on its language.”

MOTION: The Commission approves the above policies regarding the external use of the agency’s and the MyVote Wisconsin logo, and directs staff to place the respective policies, with any changes made by Commissioners, on the elections.wi.gov website and the MyVote.wi.gov website.

- The third bullet point on page 60 will say, “Any organization using the MyVote logo should have an endorsement. That endorsement shall be reviewed by two Commissioners of opposite parties who will agree on its language.”

Moved by Commissioner Thomsen. Seconded by Commissioner Spindell.

Roll call vote:	Bostelmann:	Aye	Riepl:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

M. Closed Session

Chair Jacobs noted the Commission would return to open session.

MOTION: Move into closed session pursuant to § 19.85(1)(g), §19.85(1)(h), § 19.851, and § 19.85(1)(f).

Moved by Commissioner Riepl. Seconded by Commissioner Bostelmann.

Roll call vote:	Bostelmann:	Aye	Riepl:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

The Commission left open session at 11:52 a.m. and returned at 1:06 p.m.

N. Discussion and Reconsideration of Susan Trojan v. Claire Woodall-Vogg et al. (EL 22-63)

MOTION: Withdraw the following portions of the opinion letter for Susan Trojan v. Claire Woodall Vogg (EL-22-63): Page 6 starting with “Voting Functions During Alternate Site Designation;” page 7; page 8 through the fourth full paragraph ending with “by mail or from alternate sites;” the entirety of number 2 on page 10.

Moved by Commissioner Millis. Seconded by Commissioner Thomsen.

Roll call vote:	Bostelmann:	Aye	Riepl:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

O. Staff Update & Preparations Status Report

Chair Jacobs opened the floor for questions.

Administrator Wolfe fielded questions from Commissioner Spindell regarding reconciliation, ERIC Movers postcards, and the cost of voter data.

Administrator Wolfe noted that the draft report presented at the last quarterly meeting, “How Wisconsin is Ready for the November 2024 Election,” was now published on the WEC website.

Commissioner Spindell commended the staff on their customer service skills.

P. Adjourn

MOTION: To adjourn.

Moved by Commissioner Thomsen. Seconded by Commissioner Bostelmann.

Roll call vote:	Bostelmann:	Aye	Riepl:	Aye
	Jacobs:	Aye	Spindell:	Aye
	Millis:	Aye	Thomsen:	Aye

Motion carried 6-0.

The Commission adjourned at 1:17 p.m.

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Anna Langdon, Help Desk Staff

Meeting TBD

October 4, 2024, Wisconsin Election Commission meeting minutes certified by:

Marge Bostelmann, Commission Secretary

Meeting TBD

DRAFT