Combined Provisional and Vote By Mail Canvass Minutes

2022 Primary Gubernatorial Election

The canvass began on July 21, 2022, at 10:00 a.m. and the 2022 Gubernatorial Primary Election results were certified at the meeting of Montgomery County Board of Canvassers held on August 13, 2022, at 3:00 p.m. The Certification meeting took place at the Montgomery County Board of Elections, 18753 N. Frederick Avenue, Suite 210-Board Room, Gaithersburg, Maryland 20879.

ATTENDEES (IN PERSON) AT THE CERTIFICATION ON AUGUST 13, 2022:
DAVID NAIMON   SECRETARY   DEMOCRAT

Nahid Khozeimeh, Chairwoman of the Board of Canvassers, other Board members and Legal Counsel participated virtually.

Following the certification of the 2022 Gubernatorial Primary election results, a candidate on the primary ballot filed a Petition for an official county-wide recount of votes for Democratic Party Nominee for County Executive on August 16, 2022.

The official recount was conducted from August 19, 2022, through August 22, 2022. Post recount re-certification of the election results took place on August 24, 2022, at the Montgomery County Board of Elections, 18753 N. Frederick Avenue, Suite 210—Board Room, Gaithersburg, Maryland 20879.

ATTENDEES (IN PERSON) AT THE CERTIFICATION ON AUGUST 24, 2022:
NAHID KHOZEIMEH   CHAIRWOMAN   REPUBLICAN
DAVID NAIMON   SECRETARY   DEMOCRAT

Other Board members and Legal Counsel participated virtually.

Montgomery County Board of Elections staff that participated in-person:

Name	Position
Alysoun McLaughlin	Acting Election Director
Janet Ross	Acting Deputy Election Director
Christine Rzeszut	Operations Manager
Boris Brajkovic	Voter Services Manager
Lisa Merino-Dean	Administrative Specialist
Michelle Gonda	Vote By Mail Specialist
Gilberto Zelaya	Public Outreach Officer

The names, party affiliation and workdays of all canvassers and duplicating team members are presented in the attached document titled *Canvass Participants - Names, Party Affiliation and*

Montgomery County Board of Canvassers
18753 N. Frederick Avenue, Suite 210
Gaithersburg, Maryland 20879
Combined Provisional and Vote By Mail Canvass Minutes

Participation. Permanent and temporary staff members of Montgomery County Board of Elections took part in all aspects of the 2022 Gubernatorial Primary Election canvass.
The ballot scanner operating teams are presented in the table below:

	Names of Ballot Scanner Operating Team
Team#1	Tim Gartrell, Bryan Geyer, Ruel Michelin
Team#2	Darlington Brima, Adam Luton
Team#3	Davit Boyajyan, Danielle Dean
Team#4	Greg Humes, Fawad Shaikh
Team#5	Andre Johnson, Leo Thompson (this team packed the ballots after scanning)

CANVASS MEETINGS

The canvass for 2022 Primary Gubernatorial Election took place during the period of July 21, 2022 to August 13, 2022, and included a total of 13 canvass days (for a more detailed overview of Canvass days please see attached document titled *Canvass Days Overview*).

Canvass was conducted at the Montgomery College Germantown Campus at 20200 Observation Drive, BE 151/152, Germantown, Maryland 20876 and at the Montgomery County Board of Elections, 18753 N. Frederick Avenue, Suite 210 Voting Area, Gaithersburg, Maryland 20879.

DECLARATION OF QUORUM PRESENT

The meeting of the Board of Canvassers began at 10:00 a.m. on Thursday, July 21, 2022 at the Montgomery College Germantown Campus at 20200 Observation Drive, BE 151/152, Germantown, Maryland 20876. A quorum of the Board of Canvassers was present, with a majority of the Board and at least one member of the Board of Canvassers who is a registered voter of the principal minority party present.

CONFIRMATION OF OATH

Stephanie Kim, the Deputy Clerk of the Circuit Court, administered and recorded the oath of each member of the Board of Canvassers on July 19, 2022. The Board of Canvassers included all regular and substitute members of the Board of Elections.

ANNOUNCEMENT OF OFFICERS

Election of officers occurred on July 19, 2022, and the following were elected:
- Nahid Khozeimeh was elected to serve as Chairwoman of the Board of Canvassers.
- Diane Nash Dillon was elected to serve as Vice Chairwoman of the Board of Canvassers.
- David Naimon was elected to serve as Secretary for the Board of Canvassers.

Montgomery County Board of Canvassers
18753 N. Frederick Avenue, Suite 210
Gaithersburg, Maryland 20879
Combined Provisional and Vote By Mail Canvass Minutes

PUBLIC NOTICE OF CANVASS

Public notice of the canvass was posted on July 11, 2022 (a Media Advisory was issued and information was presented on the Montgomery County BOE website). On the first day of the canvass on July 21, 2022 and all subsequent canvass days, a quorum of the Board of Canvassers was present, with a majority of the Board and at least one member of the Board of Canvassers who is a registered voter of the principal minority party present.

Nahid Khozeimeh, Chairwoman of the Board of Canvassers, welcomed the canvassers and introduced the members of Board of Canvassers, who separately addressed canvassers, observers, and the general public.

Kevin Karpinski, the Legal Counsel to the Board of Canvassers, administered the oath for all canvass workers. Mr. Karpinski also explained in-person public observation rules of the canvass process and further presented public observation through livestreaming (with the links to the canvass schedule provided on the BOE website). Mr. Karpinski explained the rules of conduct (for canvassers, observers and visitors) and introduced the Board of Elections canvass team.

Mr. Karpinski presented, in detail, the canvass process and announced Board plans to have Board referral sessions at 1:00 p.m. and 5:00 p.m. each day of the canvass. If there were changes to the time for Board referrals due to scheduling issues, the change in time was to be posted on the BOE website and announced when the canvass commences on that date.

CANVASSING OF BALLOTS

The canvass process for 2022 Gubernatorial Primary Election took place during the period from July 21, 2022 to August 13, 2022, and included a total of 13 canvass days (for a more detailed overview of Canvass days, please see attached document titled *Canvass Days Overview*).

Canvass was conducted at two locations:

1. Montgomery College Germantown Campus at 20200 Observation Drive, BE 151/152, Germantown, Maryland 20876
2. Board of Elections, 18753 N. Frederick Avenue, Suite 210 Voting Area, Gaithersburg, Maryland 20879

2022 Gubernatorial Primary Canvas was divided in three segments - Canvass I, Canvass II and Provisional Ballots Canvass.

Canvass I was conducted solely at the Montgomery College Germantown Campus on July 21, July 22, July 23, July 25 and July 27. Canvass I included canvassing of standard mail-in ballots and web delivery ballots issued by set deadline of July 15, 2022.

Canvass II was conducted at the Montgomery College Germantown Campus in the period July 29, 2022 through August 5, 2022. Regular mail-in ballots and web delivery ballots were canvassed over the following 6 canvass days: July 29, July 30, August 1, August 2, August 3 and August 5.

Provisional Canvass was opened on July 27, 2022, at 10:00 a.m. and recessed after the opening. Provisional ballots canvass was reconvened on August 5, 2022 and continued on August 6, 2022 and August 13, 2022. It was conducted on July 27, August 5, and August 6 at the Montgomery College Germantown Campus, and on August 13 at the Board of Elections in Gaithersburg, Maryland.

FINAL CANVASSING STATISTICS

Vote Bv Mail and Provisional Canvass Statistics	Number of Ballots
Total Ballots Presented in Canvass	84,096
Total Provisional Ballots Presented	8,366
Total Mail-in Ballots Presented	75,730
Total Accepted Ballots	82,275
Accepted in Full Provisional Ballots	6,905
Accepted in Part Provisional Ballots	630
Accepted Mail-in Ballots	74,740
Total Rejected Ballots	1,821
Rejected Provisional Ballots	831
Rejected Mail-in Ballots	990

2022 Primary Gubernatorial Election - Provisional Ballots Breakdown:	
	MDVoters
Accepted In Full	6,905
Accepted In part	630
Rejected	831
Total	**8,366**
Reject Breakdown by Code	
1	Applicant is not registered to vote	0
2	**Applicant returned an absentee ballot or already voted**	**85**
3	**Applicant voted the wrong party primary ballot**	**690**
4	**No signature on application**	**25**
5	**Applicant not eligible to receive a provisional ballot**	**2**
6	**Identification or DL# or SS# was not timely received**	**1**
7	Incomplete information was provided on the application	0

8	DL# or SS# was received but was not verified	0
9	Identification was received but did not satisfy the identification requirements	0
10	No provisional ballot or more than one provisional ballot in envelope	0
11	No evidence to support voting unit malfunction	0
12	Identity challenge was upheld	0
13	Order extending voting hours was invalidated	0
14	Identifying mark on ballot	0
15	**Applicant is not 18 years old by the general election**	**1**
16	**Proof of residency was not timely received**	**27**
17	Proof of residency was timely received but did not satisfy the requirements	0
		831

RELEASE OF OFFICIAL RESULTS

Certification document announced the results from the combined vote by mail and provisional ballots canvass.

VERIFICATION OF VOTE COUNT

On August 12, 2022, the Acting Election Director McLaughlin explained that BOE staff conducted several post-election verifications and audits. The Acting Election Director informed the Board of all the steps taken as prescribed by the relevant processes.

Logic & Accuracy testing was completed and documents were submitted timely to SBE. 100% Verification was completed, and all data was transmitted to SBE and Clear Ballot.

Voting Unit and Pollbook Allocation was in conformance with SBE allocation recommendations.

Mail-In Drop Box Integrity Transportation Reports were submitted for three randomly selected Drop Box locations: Blake HS, Mid-County Community Recreation Center and Whitman HS.

BOE staff timely submitted to SBE the Election Judge Training materials, Polling Place Evaluations and Ballot Accounting forms.

As a part of the post-election audit process, BOE staff conducted Precinct Audit - which includes comparison of Pollbook check-ins to ballots cast and post-election Audit of Mail-in Ballots and Provisional Ballots.

POST ELECTION AUDITS

The Acting Election Director presented the Board of Canvassers with the Precertification Audit Report and the Clear Ballot Report for 2022 Gubernatorial Primary Election during the Board's Special Session on August 12, 2022.

The Acting Election Director informed the Board that the staff conducted a manual audit of a randomly selected 5% of all precincts, including a hand count of the number of voter authority cards from each precinct, as well as manually entering the votes for each candidate from the printout of election night results from each scanner into a spreadsheet and comparing that information with the reported results.

Staff compared the number of voters who checked in with the number of ballots cast at every voting location and investigated all discrepancies. For any location with a variance of five or more, the State Board of Elections requires a manual audit and an explanation of the variance. The audit confirmed that there were no polling places with a discrepancy outside of the allowable threshold for audit (+/- 5).

The Acting Election Director explained that a sample of accepted mail-in ballots was reviewed to determine whether the mail-in ballot was received timely and if the voter signed the oath. A sample of rejected mail-in ballots was reviewed to determine whether the voter's mail-in ballot was received timely, the required signature was provided, the required ID was provided or if the voter had voted multiple ballots.

The Acting Election Director explained that a sample of accepted in full provisional ballots and a sample of partially accepted provisional ballots were reviewed to determine whether the provisional voter was registered to vote at the time of the election, voted the ballot for the precinct in which the voter resides, provisional oath was signed, voter has not already voted and all other applicable criteria were met. Staff also reviewed a sample of rejected provisional ballots to confirm that the voter was not registered to vote at the time of the election, the voter returned a voted mail-in ballot or already voted, or the voter's ballot was rejected for another valid reason.

The Acting Election Director explained that all ballot images from Early Voting, Election Day and the Canvasses were sent to Clear Ballot, a third-party, for re-tabulation. The vendor produced reports comparing precinct-level results from the voting system against the precinct-level results from the re-tabulation, and these reports show any differences between the two sets of results. SBE confirmed on July 28, 2022, that for early voting and Election Day, Clear Ballot tabulated the same number of ballots as the voting system, and any differences in the results were within the State's threshold to verify the accuracy of the voting system. On August 12, 2022, SBE confirmed that for the provisional and vote by mail canvasses, Clear Ballot also tabulated the same number of ballots as the voting system, and any differences in the results were within the State's threshold to verify the accuracy of the voting system.

Montgomery County Board of Canvassers
18753 N. Frederick Avenue, Suite 210
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Combined Provisional and Vote By Mail Canvass Minutes

CERTIFICATION OF ELECTION RESULTS

The Board of Canvassers met on August 13, 2022, at 3:00 p.m. in the Board Room of the Montgomery County Board of Elections, 18753 N. Frederick Avenue, Gaithersburg, Maryland 20879 to certify the 2022 Gubernatorial Primary Election results. Present in-person was David Naimon, Secretary of the Board of Canvassers. Nahid Khozeimeh, Chairwoman of the Board of Canvassers and other Board members and the Board's Legal Counsel participated virtually. There was a quorum of the Board of Canvassers, with a majority of the Board and at least one member of the Board of Canvassers who is a registered voter of the principal minority party present.

Alysoun McLaughlin, Acting Election Director, Janet Ross, Acting Deputy Election Director, Boris Brajkovic, Voter Services Manager, Gilberto Zelaya, Public Outreach Officer and Lisa Merino-Dean, Administrative Specialist were present in person while other BOE staff and guests participated virtually.

Nahid Khozeimeh, Chairwoman of the Board of Canvassers, presented the motion to certify the 2022 Gubernatorial Primary Election results for Montgomery County. The motion passed unanimously.

Following the certification of the 2022 Gubernatorial Primary Election results, on August 16, 2022, a candidate on the primary ballot filed a Petition for an official county-wide recount of votes for Democratic Party Nominee for County Executive.

The official recount was conducted from August 19, 2022 through August 22, 2022. Post recount re-certification of the election results took place on August 24, 2022 at the Montgomery County Board of Elections, 18753 N. Frederick Avenue, Suite 210, Gaithersburg, Maryland 20879.

Present in person were Nahid Khozeimeh, Chairwoman, and David Naimon, Secretary of the Board of Canvassers. Other Board members and Board Legal Counsel participated virtually. There was a quorum of the Board of Canvassers, with a majority of the Board and at least one member of the Board of Canvassers who is a registered voter of the principal minority party present.

Alysoun McLaughlin, Acting Election Director, Janet Ross, Acting Deputy Election Director, Christine Rzeszut, Operations Manager, Boris Brajkovic, Voter Services Manager, Lisa Merino-Dean, Administrative Specialist, Michelle Gonda, Vote By Mail Specialist, and Gilberto Zelaya, Public Outreach Officer were present in person while other BOE staff and guests participated virtually.

Nahid Khozeimeh, Chairwoman of the Board of Canvassers, presented the motion to certify the 2022 Gubernatorial Primary Election results for Montgomery County. The motion passed unanimously.

NEXT BOARD OF CANVASSERS' MEETING

If untimely ballots are received, the Board of Canvassers will reconvene to reject them.

ADJOURNMENT

The 2022 Gubernatorial Primary Election Certification documents were signed on August 24, 2022 and the meeting was adjourned.