

Indiana Election Commission
Minutes
January 10, 2002

Members Present: Dudley Cruea, Chairman of the Indiana Election Commission ("Commission"); S. Anthony Long, Vice Chairman of the Commission; Butch Morgan, member; Joseph E. Perkins, Jr., member.

Members Absent: None

Staff Attending: Laurie P. Christie, Co-Director, Indiana Election Division of the Office of the Indiana Secretary of State (Election Division); Spencer Valentine, Co-Director of the Election Division; Dale Simmons, Co-General Counsel of the Election Division; Kristi Robertson, Co-General Counsel of the Election Division; Michelle Brzycki; Lori Hershberger.

1. Call to Order

The Chair called the January 10, 2002 meeting of the Commission to order at 1:00 p.m. in the Indiana Government Center South Conference Center, Conference Room 1, at 402 West Washington Street, Indianapolis, Indiana.

The Chair noted that proper notice of the meeting had been given, as required by state law. A copy of the meeting notice and agenda are incorporated by reference in these minutes. *[Copies of all documents incorporated by reference are available for public inspection and copying at the Election Division Office.]*

2. Approval of Minutes

The Commission approved the November 15, 2001 and December 20, 2001 minutes as submitted, with four members voting "aye" (Mr. Cruea, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no."

3. Approval of Precinct Orders

The Commission adopted the following Orders, with four members voting "aye" (Mr. Cruea, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no." :

Order 2002-03 (Approval of Petition for Waiver of Active Voter Limit for Precinct in Monroe County).

Order 2002-04 (Amended Approval of Proposed Precinct Establishment Order for LaPorte County).

Order 2002-05 (Approval of Proposed Precinct Establishment Orders [for Benton, Boone, Clark, Clinton, Crawford, Floyd, Greene, Harrison, Madison, Noble, Orange, Parke, Rush, Sullivan, Union, Vermillion, and Wabash counties]).

4. Voting Systems

The Commission adopted Advisory Opinion 2002-01 requesting the General Assembly to update the laws concerning voting system approval to incorporate the new 2002 Federal Election Commission standards, with four members voting "aye" (Mr. Cruea, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no.")

The Commission approved the application for certification of the Hart InterCivic eSlate direct record electronic voting system and its associated firmware and software (as described in the minutes of the September 27, 2001 meeting and the memorandum from the Co-Directors dated January 10, 2002, which is incorporated by reference, with four members voting "aye" (Mr. Cruea, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no.")

The Commission approved the application for certification of the Global Election Systems AccuVote direct record electronic voting system and its associated firmware and software (as described in the minutes of the November 15, 2001 meeting and the memorandum from the Co-Directors dated January 10, 2002, which is incorporated by reference, with four members voting "aye" (Mr. Cruea, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no.")

The Commission received information from the Co-Directors regarding the pending application for certification of the MicroVote Infinity direct record electronic voting system, but took no action at that time.

5. Report from Co-Directors

The Co-Directors reviewed election legislation pending before the 2002 General Assembly.

6. Approval of Forms

Following a presentation by Ms. Robertson, the Commission adopted Order 2002-01, providing for the use of absentee forms ABS-1a and ABS-2b in Marion County only (revision 10/12-01), with four members voting "aye" (Mr. Cruea, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no.")

The Commission adopted Order 2002-02, providing for the use of a revised absentee form (ABS-6 security envelope for mailing ballots), with four members voting "aye" (Mr. Cruea, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no.")

7. Report regarding Litigation

Mr. Simmons presented information regarding the following pending litigation involving the Commission: *LEAF v. Abell*; *Majors v. Indiana Election Comm'n*; *Toth v. Gilroy et al*; *Hawkins v. Indiana Election Comm'n*; and *Williamson v. Indiana Election Comm'n*.

8. Adjournment

There being no further items on the Commission's agenda, the Commission adopted a motion to adjourn, with four members voting "aye" (Mr. Cruca, Mr. Long, Mr. Morgan, and Mr. Perkins, and no Commission member voting "no." The Commission meeting was then adjourned.

Respectfully submitted,

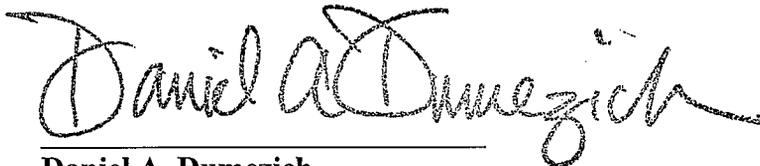


Trent Deckard
Co-Director



J. Bradley King
Co-Director

APPROVED:



Daniel A. Dumezich
Chairman