



MICHAEL CURTIS
ELECTIONS COMMISSION CHAIR

STATE OF HAWAII ELECTIONS COMMISSION

MINUTES

REGULAR MEETING OF THE ELECTIONS COMMISSION

June 19, 2024 @ 1:30 PM

Pursuant to Section 92-.37, Hawaii Revised Statutes, the Elections Commission (EC) will be meeting remotely using interactive conference technology.

Commissioners in Attendance:

Michael Curtis, Chair
Dylan Andrion
Anita Aquino
Ralph Cushnie
Stafford Kiguchi
Clare McAdam
Kahiolani Papalimu
Cynthia Takenaka

Support Staff in Attendance:

Christopher Leong, Department of the Attorney General (AG)
Jazelle Aolahiko, Elections Commission Secretary, Office of Elections

PROCEEDINGS

I. Call to Order [1:30 p.m.]

The meeting of the Elections Commission was called to order by the Elections Commission Chair Michael Curtis at 1:30 p.m.

II. Roll call and Determination of a Quorum [1:30 p.m.]

Chair Curtis conducted roll call. All members of the Elections Commission were present at the meeting with the excused absence of Commissioner Jeffrey Kuwada.

III. Approval of Minutes for the April 16, 2024 meeting [1:31 p.m.]

Commissioner Cushnie made a motion to amend item III as it was stated in the Elections Commission meeting. "The actual wording is I move to pursue adopting a rule in accordance with HRS 11-7.5(3) to require the county clerks and the Chief Election Officer to individually certify under penalty of perjury the chain of custody was maintained in accordance with HAR 3-177-61 and HAR 3-177-453. The motion was seconded by Commissioner Andrion.

YES: Andrion, Aquino, Cushnie, Papalimu, and Curtis

NO: Kiguchi, McAdam and Takenaka

Commissioner Cushnie made a motion to amend item V of the minutes, requesting the motion to request ballot chain of custody procedures and documentation from the counties be made clear and stand out in the minutes. The motion was seconded by Commissioner Papalimu and carried noting the excused absence of Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Kiguchi, McAdam, Papalimu, Takenaka, and Curtis

NO: N/A

Chair Curtis stated a concern about the bottom of page 4 of the minutes that reads the motion failed with five ayes and three noes. Correction should show that Curtis voted no.

Commissioner Cushnie made a motion to correct the text in Section V at the top of page 4 to state the motion correctly. The motion was seconded by Commissioner Andrion and carried noting the excused absence of Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, McAdam, Papalimu

NO: Kiguchi, Takenaka, and Curtis

Commissioner Takenaka made a motion to approve amended minutes of the April 16 meeting. Seconded by Commissioner Papalimu and motion carried.

IV. Public Testimony [1:54 p.m.]

Wendell Elento provided testimony regarding lack of investigations by the Commission and hearing integrity.

Kellyna Campbell provided testimony on behalf of Sherilyn Wells, expressing concerns about election integrity.

Andy Crossland provided testimony correcting a statement made at a previous meeting about the Chief Election Officer being the manager and not an employee of the Elections Commission.

Jamie Detwiler provided testimony about her audit request, her correspondence with the Office of Elections, and the importance of following the rule of law.

Anthony Gairnese provided testimony demanding that the voices of the citizens of Hawaii are properly counted with single-day voting, on-paper, in-person, and ballots only to U.S. citizens with valid government issued I.D. He states that any other voting method will not provide accurate votes.

Scott Shedko provided testimony on the election needing more observers to ensure all counted ballots are valid by verifying signatures. He suggested the State require video cameras on all aspects of the election and that we make it our purpose for Hawaii to be ranked number one in election security, integrity, and voter confidence.

Doug Pasnik provided testimony appealing the Chair's integrity to lead and hold Scott Nago accountable.

Adriel Lam provided testimony about inactive voter registration and brought attention to a registered voter named United States Hawaii who does not live or receive mail at their registered address but is still recorded as having voted in the 2020 General Election.

Mary Healy provided testimony expressing that certain Commissioners have violated their oath of office.

Jessica Priya Caiazzo provided testimony sharing her personal experience about a call to the Office of Elections regarding the yellow postcard she received.

Jen H. provided testimony about her name being used to vote for ten years while she was not living on the islands and stated that the post-election audit is not being conducted correctly.

AnnMarie Hamilton provided testimony about how she attends these meetings every month, sharing that laws are being broken, that there's no chain of custody, and nothing happens. She highly suggests that the Commission start listening to the public because there will be accountability.

Thomas Stanton provided testimony about the serious ballot chain of custody

issue and signature card verification issue on Kauai. He expressed that the Kauai election integrity volunteers request basic accountability and transparency in their voting process.

James Viets provided testimony on network security and recommended that each ballot be scanned by a machine, then verified by a human observer to ensure election integrity.

Rosemarie Jauch provided testimony on Scott Nago's reappointment and requested clarification on previous questions to the Commission.

Laura Nakanelua provided testimony on the repetitive complaints raised in these meetings and requested that Commissioners start to act on these complaints. She also requested the Commission consider looking at the chain of custody in a serious manner.

Cynthia Jo provided testimony on going back to one-day voting at precincts as per the constitution. She expressed how she would like to see a discussion about that on the next agenda.

Brett Kulbis provided testimony on parliamentary procedures and the Election Commission sending a letter to the Governor opposing ERIC.

Clint Curtis provided testimony on using ballot images instead of paper ballots, stating there was an ability to flip the vote. He expressed the importance of not tying audits directly to the machines because of this.

Tamara McKay provided testimony, requesting Chair Curtis to enforce and facilitate a post-election audit, free of digital manipulation and algorithms, for the upcoming election.

Steve Yoder provided testimony on inactive voters and voters with no social security number. He asked Chair Curtis who he should contact regarding this and requested Chair Curtis to respond to him personally via email.

Keikilani Kealoha provided testimony in support of adopting a rule for signature verification of ballot envelopes and urged Scott Nago to do what is right.

OG provided testimony on working as a precinct officer/inspector for 18 years, stating she worked with people of integrity at the precincts and that insinuations of cheating are undeserved. She stated that one day voting was more like taking away the vote instead of having an accurate vote. She also expressed her belief that all parties want the same thing, which is the best governance for our country.

V. Communications & Correspondence [3:28 p.m.]

Commissioner Papalimu made a motion to send a letter from the commission on letterhead to the Governor letting him know that the Commission does not support ERIC for the State of Hawaii. The motion was seconded by Commissioner Cushnie and carried noting the excused absence of Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Kiguchi, Papalimu, and Curtis

NO: McAdam and Takenaka

Commissioner Kiguchi left the meeting at 3:41 p.m.

Commissioner Papalimu made a motion to initiate investigation on Adriel Lam's claim that "United States Hawaii" was registered as a voter and was allowed to vote in the last election with a vacant address. The motion was seconded by Commissioner Cushnie and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Papalimu, and Curtis

NO: McAdam and Takenaka

Commissioner Papalimu made a motion to write a letter to Honolulu County regarding the investigation on "United States Hawaii." Motion carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Papalimu, and Curtis

NO: McAdam and Takenaka

Commissioner Cushnie made a motion to investigate signature settings on signature verifying machines that are compared to signatures on the ballot. And Cushnie to write a letter to the county. The motion was seconded by Commissioner Papalimu and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Papalimu, and Curtis

NO: McAdam and Takenaka

Commissioner Cushnie made a motion to have the Election Commission direct the Attorney General's office to answer his March 27 letter and Karl Dicks letter regarding these matters. The motion was seconded by Commissioner Andrion and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Papalimu, and Curtis

NO: McAdam and Takenaka

Commissioner Cushnie made a motion to have Scott Nago respond to Jamie Detwiler's correspondence in writing and include a date for the scheduled audit in his response within 10 days. The motion carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Papalimu, Takenaka, and Curtis

NO: McAdam

Commissioner Cushnie made a motion to save all election materials from 2022 election until proper audits are conducted. The motion was seconded by Commissioner Andrion and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, McAdam, Papalimu, Takenaka, and Curtis

NO: N/A

Commissioner Cushnie made a motion to have the Chair share all correspondence regarding Election Commission business with the Election Commission. The motion was seconded by Commissioner Aquino and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, McAdam, Papalimu, Takenaka, and Curtis

NO: N/A

Commissioner Papalimu made a motion to remove Scott Nago as Chief Election Officer pursuant to AnnMarie Hamilton's correspondence, seconded by Commissioner Cushnie. The votes were 4:3 noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, and Papalimu

NO: McAdam, Takenaka, and Curtis

Commissioner Cushnie made a motion to have the status of motions be put on future agendas. The motion was seconded by Commissioner Aquino and

carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, McAdam, Papalimu, Takenaka, and Curtis

NO: N/A

Commissioner Cushnie made a motion to have all communication and correspondence addressed to the Election Commission be distributed to Commissioners as its received. The motion was seconded by Commissioner Aquino and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, McAdam, Papalimu, and Takenaka

NO: Curtis

VI. Adopting Administrative Rules [4:14 p.m.]

Commissioner Andrion made a motion to look at Corinne Solomon's suggestion for adopting a rule to allow for signature verification of ballot envelopes. The motion was seconded by Commissioner Andrion and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Papalimu, and Curtis

NO: McAdam and Takenaka

Commissioner Cushnie made a motion to adopt a rule to only use the signature on voters' registration to compare to the signature on the ballot envelope. The motion was seconded by Commissioner Papalimu and carried noting the excused absence of Commissioner Kiguchi and Commissioner Kuwada.

YES: Andrion, Aquino, Cushnie, Papalimu, and Curtis

NO: McAdam and Takenaka

VII. Executive Session

A. Pursuant to section 92-5(a)(4), HRS, the Commission anticipates going into executive session to consult with the Commission's attorney on questions or issues regarding the Commission's powers, duties,

privileges, immunities, and liabilities.

Chair Curtis recessed the meeting at 4:44 p.m.

Chair Curtis reconvened the meeting at 4:54 p.m.

VIII. Adjournment [5:26 p.m.]

Elections Commission meeting was adjourned at 5:26 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Jazelle Aolahiko', written over a horizontal line.

Jazelle Aolahiko
Elections Commission Secretary