

**Butler County Board of Elections
Special Board Meeting Minutes
September 11, 2024**

The Butler County Board of Elections met on Wednesday, September 11, 2024, at 9:30 a.m., for a special meeting. Roll call was taken, and present were Chairman Frank Cloud, Member mariann penska, Member Hall, Member Chris Wunnenberg III, Director Nicole Unzicker, Deputy Director Eric Corbin, Kevin O’Neil and Steve Chaffin.

Member Hall lead the pledge of allegiance.

Director Unzicker said there is one item of business on the agenda which is to vote on the 257 Challenge of Right to Vote and Correction of Registration List forms that were filed. She explained that Document 1 contains the relevant ORC which references the challenge of right to vote process and the requirements of the Board, challenger and voters. She explained the next packet contains the information of the voters and the third document contains copies of the original challenge forms.

Director Unzicker explained the first list contains voters who according to the form 257 are, “registered to vote fifteen plus years ago and have never voted.” She explained the four voters listed had errors which were able to be corrected. Three voters had registration dates that were able to be corrected and one voter was reactivated from cancelled status inadvertently by a temporary staff member and has been corrected to the cancelled status. Member Hall moved to grant the Correction of Registration List 1; seconded by Member penska. Roll call:

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| Chairman Cloud | yea |
| Member penska | yea |
| Member Hall | yea |
| Member Wunnenberg | yea |

All in favor; motion carried.

Director Unzicker explained the second list contains voters who according to the form 257 are, “registered to vote fifteen plus years ago and have never voted,” however all the voters meet the requirements to be a qualified elector. These voters are all either in the NCOA or supplemental process or have voter-initiated activity such as signing a petition. Member penska moved to deny the correction of registration list 2; seconded by Member Hall. Roll call:

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| Chairman Cloud | yea |
| Member penska | yea |
| Member Hall | yea |
| Member Wunnenberg | yea |

All in favor; motion carried.

Director Unzicker explained the third list contains voters who according to the form 257 are, “Potential deceased voters.” The voter listed was able to be resolved because there was a corresponding death record from the State of Ohio. This comparison was able to be made and confirmed because the office was able to match the last four digits of the Social Security from both records. Member penska moved to grant the correction of registration list 3; seconded by Member Hall. Roll call:

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| Chairman Cloud | yea |
| Member penska | yea |
| Member Hall | yea |
| Member Wunnenberg | yea |

All in favor; motion carried.

Member Hall asked Chairman Cloud if the Board could take a moment of silence at 9:37 AM for the passengers on flight 77 which crashed into the Pentagon 23 years ago. A moment of silence was observed.

Director Unzicker explained the fourth list contains voters who according to the form 257 are, “Potential deceased voters.” The voters listed were not able to be resolved because corresponding death records from the State of Ohio could not be confirmed. There were no

records in the Ohio Vital Statistics, Ohio Department of Health or in reports received from the Ohio Secretary of State. She said a call was made to the Ohio Department of Health and the Butler County Health Department. The Ohio Health Department did not have any records, and the county Health Department had not responded prior to the meeting. Member Hall asked if the Directors would follow up with the County Health Department in case there is a need to change the board decision. Director Unzicker confirmed a follow up call and email would be made to the County Health Department. Member penska moved to deny the correction of registration list 4; seconded by Member Hall. Roll call:

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| Chairman Cloud | yea |
| Member penska | yea |
| Member Hall | yea |
| Member Wunnenberg | yea |

All in favor; motion carried.

Director Unzicker explained there are two types of insufficient reasons filed on form 257 regarding, "Voter Initiated Activity added to the Secretary of State Election Official Manual in 2022" and "Potential Out of State Challenges." Director Unzicker explained that the Ohio Secretary of State Election Officials Manual outlines what is considered voter-initiated activity and is an insufficient reason for filing form 257. She noted, a change of directive from the Secretary of State's office would be needed before any action by the board could be taken in this situation.

"Potential Out of State Challenges" is also an insufficient reason to request a Correction of Registration List on form 257. Federal law does not allow for the removal of a voter's registration without two federal elections passing without the voter voting and the voter not answering the notifications, or a provisional process to be implemented by the board for individuals currently in the federal confirmation process. Per Federal law there is a process in place and followed by the Secretary of State directives that are provided to the Boards of Elections to notify voters and remove the identified voters, either during the NCOA or Supplemental process.

With no further business, Member Wunnenberg moved to adjourn the meeting; seconded by Member penska. Roll call:

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| Chairman Cloud | yea |
| Member penska | yea |
| Member Hall | yea |
| Member Wunnenberg | yea |

All in favor; motion carried.

The meeting was adjourned at approximately 9:43 a.m.

Frank Cloud, Chairman

Nicole Unzicker, Director

Todd Hall, Member

Chris Wunnenberg III, Member

mariann penska, Member