

CONDUCT OF ELECTION REPORT

[Section 102.141(9), Florida Statutes]

This report is due to the Division of Elections/Bureau of Voting Systems Certification at the same time that the county canvassing board submits its certified official election results for any presidential primary, general, primary, and special elections, whichever is applicable.

1. County: Lake2. Election Year: 2016

3. Election (check only one).

- ☐ Presidential Preference Primary Election
☐ Primary Election
☒ General Election
☐ Other election (specify): _____

4. Election Definition. Definition created by (Check one): ☒ County Supervisor of Elections' Office (SOE)
☐ Vendor
☐ Consultant
☐ Other (describe): _____

5. Voting Devices (fill-in the applicable number):

Absentee (Central) Count Marksense Scanners		
Initial Total AB Scanners	Removed	Replaced or Added
4		

Precinct Count Marksense Scanners				
	Polling Locations	Initial Total Deployed	Removed	Replaced or Added
Early Voting	9	18		
Election Day	107	123		

ADA Voting Devices (e.g., Marking device and/or DRE Touchscreen)				
	Polling Locations	Initial Total Deployed	Removed	Replaced or Added
Early Voting	9	10		
Election Day	107	107		

6. Ballot-Printing (check all that apply):

	Early Voting	Election Day	Absentee
Ballot-on-Demand (BOD)	X	X	X
Ballot Printer Service (provided by SOE's Voting System Vendor)			
Ballot Printer Service (provided by other than SOE's Voting System Vendor)	X	X	X

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7. Did **equipment or software malfunctions** occur at the precinct level, at a counting location, or within computer and telecommunications networks supporting county location (*Section 102.141 (9)(a)1., F.S.*)?

☐ **NO** Proceed to 8.

☒ **YES** Summarize the number of malfunctions by location on the chart. Then mark on the checklist below the type of malfunctions. Also attach an explanation of the steps that were taken to address the malfunction(s).

		Number of malfunctions		
		Early Voting Site	Election Day Polling Places	Central Location
Equipment	Marksense Scanner			
	ADA Marking Device			
	ADA DRE Touchscreen			
Software	Marksense Scan			
	ADA Marking Device			
	ADA DRE Touchscreen			
Computer	Election Management			
Telecommunications	Modems and Phone lines		4	

Notes: Election Day refers to the polling locations. American Disability Act (ADA) Media refers to a tabulator's memory cards, memory packs, USB flash memory, zip drive, PEBs, etc.

Checklist for type of malfunctions	
<p>Early Voting and Election Day</p> <p><i>Voting devices</i></p> <p><input type="checkbox"/> Voting devices – not connected to electrical power or power source failure</p> <p><input type="checkbox"/> Voting devices – battery backup failure – battery not charged</p> <p><input type="checkbox"/> Voting devices – battery backup failure – removed from service</p> <p><input type="checkbox"/> ADA device failure – repaired – remained in service</p> <p><input type="checkbox"/> ADA device media failure – media replaced</p> <p><input type="checkbox"/> Marksense scanner failure – repaired – remained in service</p> <p><input type="checkbox"/> Marksense scanner memory media failure – media replaced</p> <p><input type="checkbox"/> Marksense scanner failure to reject a blank ballot</p> <p><input type="checkbox"/> Marksense scanner failure to reject a ballot with an over voted contest</p> <p><input type="checkbox"/> Marksense scanner failure to accept one or more under voted contests</p> <p><input type="checkbox"/> Ballot box diverter failure – removed from service</p> <p><input type="checkbox"/> Ballot box diverter failure – repaired – remained in service</p> <p><input type="checkbox"/> Used the marksense scanner's ballot box emergency bin</p> <p><input checked="" type="checkbox"/> Cannot complete a planned modem upload or problems with the phone lines</p> <p><input type="checkbox"/> Other. Provide the description: _____</p> <p>_____</p> <p>_____</p>	<p>Central Location</p> <p><i>Absentee tabulation</i></p> <p><input type="checkbox"/> Marksense scanner failure – repaired – remained in service</p> <p><input type="checkbox"/> Marksense scanner memory media failure – media replaced</p> <p>Election Management</p> <p><input type="checkbox"/> Problem or malfunction with uploading results or creating reports.</p> <p><input type="checkbox"/> Other. Provide the description: _____</p>

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8. Were any **election definition errors** discovered after the logic and accuracy test?
(Section 102.141 (9)(a)2., F.S.)?

- ☒ **NO** Proceed to 9.
- ☐ **YES** Summarize the number of errors in the appropriate columns in the table below. Attach an explanation of the steps that were taken to address the errors.

	Election definition errors	Precinct count media errors	Central count media errors
County created definition or media			
Vendor created definition or media <u>with correct</u> county information			
Vendor created definition or media <u>with incorrect</u> information from the county			

9. Did any **ballot printing and ballot supply problems** occur?
(Section 102.141 (9)(a)3., F.S.)?

- ☒ **NO** Proceed to 10.
- ☐ **YES** Summarize the number of errors in the appropriate column in the table below. Mark on the checklist below the type of problems or errors and attach an explanation of the steps that were taken to address the problems.

	Electronic ballot layout errors	Paper ballot layout errors	Paper ballot printer errors	Paper ballot supply problems
County created the ballot				
Vendor created <u>with correct</u> county information				
Vendor created <u>with incorrect</u> information from the county				

Checklist for type of ballot or printer problems

Early Voting and Election Day

Polling location (*please identify the location*)

- ☐ Incorrect ballots to the voter – poll worker error
- ☐ Ballot moisture (humidity) cannot scan

Absentee

- ☐ Incorrect ballots to the voter – election staff error
- ☐ Incorrect ballots to the voter – vendor error

Ballot-on-demand (BOD)

- ☐ Printed incorrect ballots – printer error such as duplex
- ☐ Printed incorrect ballots – software error
- ☐ Printer failure
- ☐ Incorrect ballots given to the voter – poll worker error

Other

- ☐ Provide the description: _____

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10. Did you have any **staffing shortages and procedural violations** by employees or precinct workers during the conduct of the election?

(Section 102.141 (9)(a)4., F.S.)

☐ **NO** Proceed to 11.

☒ **YES** Summarize the number of issues in each of the appropriate columns in the table below. Attach an explanation of who (the supervisor of elections or the canvassing board, as applicable) and what the steps that were taken to address the shortages and/or procedural violations.

	Number of shortages	Number of instances of insufficient training	Number of times when procedures were violated
Poll workers			2 see attachment #1
Election staff			
Security			
Temporary support			

11. Were there instances when the needs for **staffing and equipment were insufficient** to meet voters' needs?

(Section 102.141 (9)(a)5., F.S.)

☒ **NO** Proceed to 12.

☐ **YES** Fill in the numbers in each of the appropriate columns in the table below. Attach an explanation of the steps that were taken to address the insufficiency.

	Number of <u>planned</u> resources for Election Day	Number of resources <u>available</u> for Election Day	Number of <u>insufficient</u> resources on Election Day to meet the voters' needs
Poll workers			
Election staff			
Voting devices		Note below and see page 1	
Other equipment and supplies			

Note: The number of "planned" items is based on the Election Day estimates, and "available" is the actual items at the start of the Election Day. Note that the number of voting devices available is based on the actual initial total deployment including ADA devices as provided on page 1 for Election Day. Other equipment and supplies, for example, refers to summation of the number of electronic pollbook devices, provisional ballot supplies, ballot boxes, transfer bags, etc.

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12. If the canvassing board conducted a manual recount of overvotes and undervotes, does the canvassing board have suggested revisions for the standards for determining a voter's choice as set forth in law or rule to better determine the voter's choice for any ballot on which a determination could not be made?
(Sections 101.6952(2) and 102.166(4), F.S. and Rules 1S-2.027 and 1S-2.051)

☐ **N/A** Proceed to 13.

☒ **NO** Proceed to 13.

☐ **YES** If yes, provide suggested revisions to the standards below and, as necessary, attach additional pages and a copy of a representative ballot for which a determination could not be made to illustrate the issue.

13. Do you have **any additional information regarding material issues and problems** associated with the conduct of election?

(Section 102.141 (9)(a)6., F.S.)

☒ **NO** Proceed to 14.

☐ **YES** Indicate on the checklist below the type of issue(s) or problem(s). Attach an explanation of the steps that were taken to address the issue(s) or problem(s).

Checklist

Early Voting and Election Day

Polling location

- ☐ Incorrect setup
- ☐ Solicitation area violated
- ☐ Incompatible for ADA accessibility
- ☐ Incompatible for use as a polling location

Voter check-in

- ☐ Electronic poll book / precinct register error
- ☐ Paper poll book / precinct register error
- ☐ Process error

(Checklist continued on next page)

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Voters

- ☐ Fleeing voter
- ☐ Disruptive behavior
- ☐ Disruptive photography

Observers

- ☐ Not approved
- ☐ Disruptive behavior
- ☐ Disruptive photography

Media and/or citizen polling

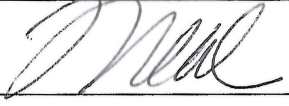
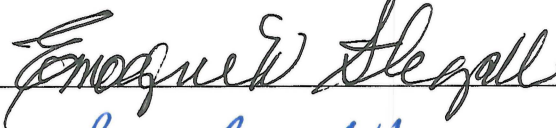
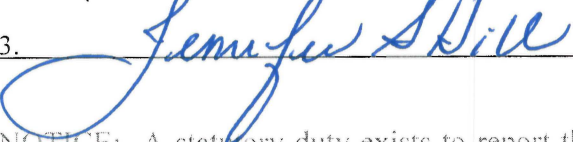
- ☐ Disruptive behavior

Other

- ☐ Provide the description: _____

14. Signatures

County Canvassing Board

	Signature	Title	Date
1.		County Judge	11/18/16
2.			
3.			11/18/16

NOTICE: A statutory duty exists to report the discovery of any new or additional information on any of the items required to be included in this report. The supervisor of elections must notify the Division of Elections no later than the next business day after the discovery. The supervisor must then submit a signed written report amended report no later than no later than 10 days after the discovery. §102.141(9)(b), F.S.

Conduct of Election

Attachment 1

In reference to number 10 of the Conduct of Election, procedural violations by precinct workers.

It was noted to me that there were two locations that a voter scanned a provisional ballot on Election Day. At both locations it was reported that the voter got away from the Clerk during a busy time. The Clerk should have told the voter to return their ballot to the Clerk in the secrecy sleeve. Proper procedure is to place the voted provisional ballot in a secrecy sleeve and then into the certificate envelope and then placed in the Provisional Certificate Bag for safe keeping.

Duke Jackson

A handwritten signature in black ink, appearing to read "Duke Jackson", followed by a long, horizontal, slightly wavy line that extends to the right.

Mrs. Emogene W. Stegall

Supervisor of Elections

State of Florida, Lake County

<http://elections.lakecountyfl.gov>

Jerry J. Foster

Assistant Supervisor

Email:

elections@lakecountyfl.gov

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315 W. Main St., Rm.144

Post Office Box 457

Tavares, Florida 32778

Phone: (352) 343-9734

November 29, 2016

Maria Matthews, Esq.
Director – Division of Elections
R. A. Gray Building, Suite 316
500 South Bronough St.
Tallahassee, FL 32399

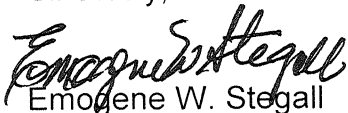
Dear Maria:

In response to your notification about our Conduct of Election Report submitted for the November 8, 2016 General Election, I have now marked the box on Page 3, under Checklist>Absentee>Incorrect ballots to the voter. Completed Page 3 is attached for your reference. Attached to Page 3 is an explanation of what occurred and a copy of my memo to residents of Royal Harbor Association, Precinct 99.

The reason I did not mark the checkbox upon initial submission of the Report is because the Checklist was headed "Early Voting and Election Day" and I felt the problem was discovered and a resolution plan in place prior to then.

Thank you for notifying me of the incomplete report. If you have any questions, please let me know.

Sincerely,



Emogene W. Stegall
Supervisor of Elections
Lake County

Attachments

EWS/ck

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Other

- ☐ Provide the description: _____

Mrs. Emogene W. Stegall

Supervisor of Elections

State of Florida, Lake County

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ATTACHMENT...



Once our office was notified that some voters in Precinct 99 had received an incorrect ballot style in our initial ballot mailout of October 4, 2016, we immediately took steps to correct the problem.

We counted our entire stock of ballots to investigate the issue.

Precinct 99.C, Royal Harbor development, is a City of Tavares precinct and it was correctly assigned a ballot style of G099. However, of the 124 ballots mailed out October 4 to Royal Harbor voters, 78 were the incorrect ballot style of G100.

All 124 ballots were re-issued with a memo from Mrs. Stegall to the voter explaining the error. Each Return Envelope for the voter to use was color-coded to identify the return of the correct ballot, G099. We kept a list of these voters and the return ballot envelopes were monitored as they were returned.

A breakdown of the end results for the 124 is as follows:

Returned color-coded envelopes	111
Early voted	3
Voter deceased	1
Voter requested removal	1
Did not vote	8
	<hr/>
	124

Mrs. Emogene W. Stegall

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October 12, 2016

To: Residents of Royal Harbor Association

From: Emogene W Stegall 

Re: Ballot style received with the Mail In / Absentee Ballot

We are aware of an error for voters who have received their Mail In / Absentee Ballot this past week.

You were to receive a ballot style of G099 and you may have received ballot style G100. Please check the bottom left corner of your ballot for the correct number.

If you have received the incorrect ballot, please destroy as we are in the process of replacing all the incorrect ballots that were mailed.

We are sorry for this inconvenience, as human error does sometimes prevail.

If you have already mailed your incorrect ballot, we will still be issuing a correct ballot to you.

Thanking you all in advance for your understanding. If you have any further questions, please contact me directly.