



# Dane County

## Minutes - Final

### Board of Canvassers

*Consider:*

*Who benefits? Who is burdened?*

*Who does not have a voice at the table?*

*How can policymakers mitigate unintended consequences?*

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Sunday, August 21, 2022

10:00 AM Alliant Energy Center - 1919 Alliant Energy Center Way -  
Exhibition Hall D

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#### Alliant Energy Center - 1919 Alliant Energy Center Way - Exhibition Hall D

*Interpreters must be requested in advance; please see the bottom of the agenda for more information.*

*Los intérpretes deben solicitarse con anticipación; consulte el final de la agenda para obtener más información.*

*Yuav tsuam tau thov txog cov neeg txhais lus hau ntej; thov saib hauv qab kawg ntawm qhov txheej txheem rau cov ntaub ntawv ntxiv.*

#### A. Call To Order

The County Clerk, Scott McDonell called the Board of Canvassers meeting to order at 10:00 a.m.

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**B. The Dane County Board of Canvassers will be conducting a recount of the 2022 Partisan Primary - Republican Congressional District #2 contest.**

Willett raised interpretation of Wis. Stat. s. 5.90(1) as being incorrect in the WEC manual. Statute discusses recount procedure for automatic tabulating equipment and hand counts. Willett believes the process of comparing duplicate damages ballots with their respective originals to determine correctness of the duplicate is required for both a hand count and an optical count.

WEC manual p. 11 gives procedures for hand count that does not include comparisons whereas the optical scan procedure includes comparisons.

In the morning, the board members and corporation counsel discussed how to handle. Corp counsel said the statute is ambiguous and the WEC is charged with providing guidance.

Mike moved to ask the municipalities going forward to compare the remade ballots with the originals. Motion did not pass. BOC moved to have corp counsel ask WEC to revisit its guidance on s. 5.90. BOC agreed to inform the candidates of this discussion.

With both candidates present with their various campaign representatives, BOC discussed the issue and explained why we were following WEC guidance for this recount (consistency in how the munis are treated).

Candidate Barry requested to see remade ballots for Fitchburg (log said there were 100 remade ballots – according to a log). BOC voted unanimously to compare those votes. Candidate Olson strenuously objected because the bags are already sealed and asked what authority the BOC has to order the bags open. BOC said it is charged with certifying the vote and BOC voted to compare the ballots.

**C. Adjourn and continue the following day until the recount of votes cast are complete**

Motion by Willett, 2nd by Bensky to adjourn. Motion Carried - 4:45 p.m.

Dane County Clerk 608-266-4121

[2022](#)  
[RPT-297](#)

Attachments: [Inspector Statements\\_Cities](#)

[2022](#)  
[RPT-298](#)

**Attachments:** [Inspector Statements City of Madison](#)

[2022](#)  
[RPT-299](#)

**Attachments:** [Inspector Statements Towns](#)

[2022](#)  
[RPT-300](#)

**Attachments:** [Inspector Statements Villages](#)