

Friday, March 22, 2024 at 11:54:22 Eastern Daylight Time

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**Subject:** Request VA ELECT 23-1124

**Date:** Thursday, March 21, 2024 at 3:49:26 PM Eastern Daylight Time

**From:** FOIA (ELECT)

**To:** AO Records

EXTERNAL SENDER

Good afternoon,

Thank you for your request and patience. The first group of records responsive to the request above, is being sent via VITA's large file transfer application. Due to the significant file size of the requested records, you will receive separate emails with the subject line "VITA's Large File Transfer Application AON". This ensures we can provide you with all your responsive records at once. Please note, you may receive multiple emails from VITA.

As a reminder, your previous request, VA DOE 23-0426, was fulfilled on February 23, 2024.

Thank you for contacting the Virginia Department of Elections.

## Detrani, Terri (ELECT)

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**From:** Constituent Services (ELECT)  
**Sent:** Wednesday, August 16, 2023 3:58 PM  
**To:** Koski, Steven (ELECT);Lawless, Rachel (ELECT)  
**Cc:** Beals, Susan (ELECT)  
**Subject:** FW: Letter of Concern: Update on SAVE Program  
**Attachments:** Update on SAVE Program\_ELECT Letter dtd Mar 2\_2023.pdf

Good Afternoon everyone,

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**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Wednesday, August 16, 2023 10:41 AM  
**To:** Constituent Services (ELECT) <constituent.services@elections.virginia.gov>; SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** Letter of Concern: Update on SAVE Program

Good Morning,

The attached correspondence is intended for the Commissioner of Elections.

Please transmit an information copy to the members of the State Board of Elections

I would request acknowledgement of receipt.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia



★ VIRGINIA ★  
DEPARTMENT *of* ELECTIONS

May 1, 2023

VIA ELECTRONIC MAIL

Ann Grigorian  
Yorktown VA, 23692  
[grigorianann@cox.net](mailto:grigorianann@cox.net)

Re: 1VAC20-10-50(A) Petition for Rulemaking

Ann Grigorian,

Thank you for submitting a Petition for Rulemaking, pursuant to 1VAC20-10-50(A). Your petition pertained to establishing a process that allows the Clerk of Court to relay information to general registrars obtained from individuals not qualified to serve as jurors for voter list maintenance. Upon reviewing your request, it appears that a statutory change of Title 24.2 is required to permit this process for general list maintenance.

Virginia Code § 24.2-427 serves to either provide authority for general registrars to cancel voter registration records or details the process by which authorized cancellations occur. More specifically, § 24.2-427 expressly enumerates the five instances under which a record may be cancelled, but only one relates to citizenship status, which is clause (ii) in subsection B:

“(ii) all persons known by him not to be United States citizens by reason of reports from the Department of Motor Vehicles pursuant to § 24.2-410.1 or from the Department of Elections based on information received from the Systematic Alien Verification for Entitlements Program (SAVE Program) pursuant to subsection E of § 24.2-404 and in accordance with the requirements of subsection B1;”

In the case of the Clerk of Court, as information concerning citizenship status is coming neither from the Department of Motor Vehicles (DMV) nor the Department of Elections (ELECT) and its use is not otherwise contemplated by the Code, it is not applicable for this purpose.

Additionally, § 24.2-428 implements the federal requirement for a list maintenance program as required under the National Voter Registration Act. As information from the Clerk of Court given directly to general registrars does not fall under a list maintenance program established by ELECT, it is not applicable for this purpose.

In order to permit general registrars to utilize information from the Clerk of Court for list maintenance purposes that is not in potential conflict with Title 24.2, we recommend you submit your request to your legislator. You may find contact information for your Virginia Senate



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DEPARTMENT *of* ELECTIONS

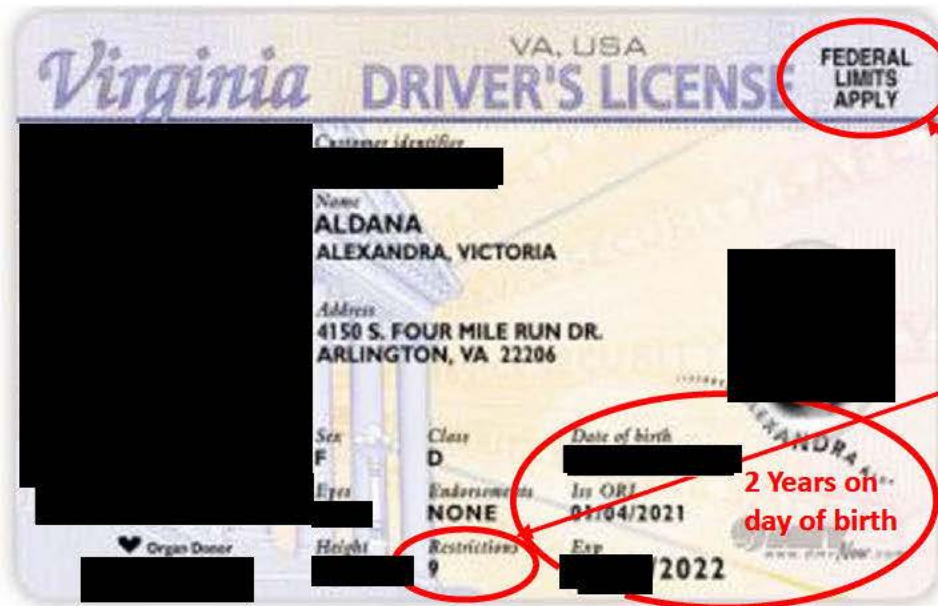
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and/or Virginia House of Delegate representative on the Virginia General Assembly's website here: <https://whosmy.viriniageneralassembly.gov/>.

Thank you for submitting your petition. Pursuant to 1VAC20-10-50, ELECT is in the process of publishing your petition on Town Hall and submitting your petition to the Virginia Register.

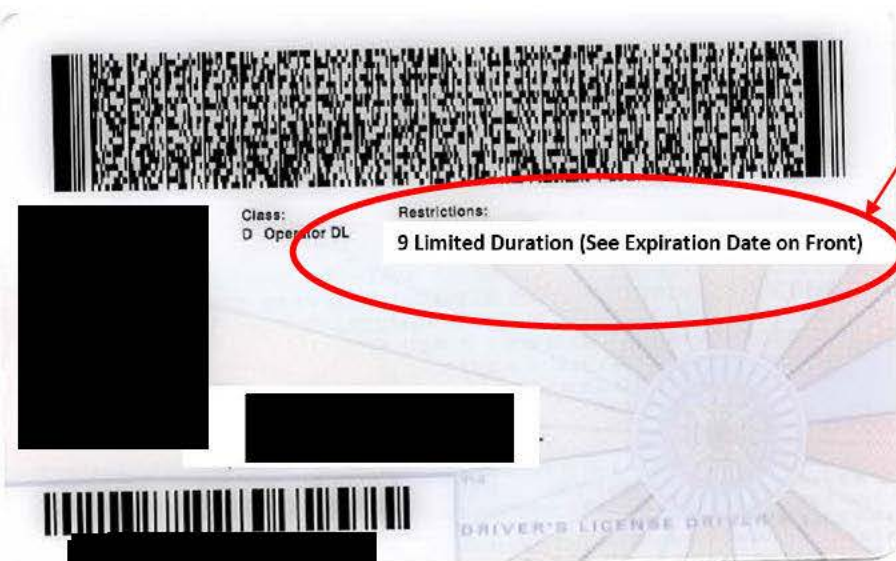
Sincerely,

Ashley Coles  
ELECT Regulatory Coordinator



# Driver Privilege Card

1. Federal Limits Apply in the right-hand corner
2. **Restrictions** will have the **number 9** on lower portion of the card
3. Expiration date will be **two years** after issuance on the day of birth
4. **Back of Card** is decoded as: **9: Limited Duration** (See expiration date on front)



1. If all of the above true, it is absolutely a Driver's Privilege card or Identity Privilege Card
2. If voter has another form of acceptable Identification, they are allowed to vote.
3. If unable to produce another form of identification, they can sign an ID Confirmation Statement and vote if they satisfy remainder of check-in requirements.
4. If they do not have acceptable ID and refuse to sign ID Confirmation Statement, they are allowed to vote provisionally.

**From:** [Coles, Ashley \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Subject:** Fwd: Data Request for Open Portal - Election CVR  
**Date:** Sunday, January 8, 2023 7:22:39 PM

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----- Forwarded message -----

From: <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
Date: Sun, Jan 8, 2023 at 11:14 AM  
Subject: Data Request for Open Portal - Election CVR  
To: <[info@elections.virginia.gov](mailto:info@elections.virginia.gov)>  
CC: Tyson, Franchelle <[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)>, Coles, Ashley <[ashley.coles@elections.virginia.gov](mailto:ashley.coles@elections.virginia.gov)>

Good morning Commissioner Beals,

I am requesting that ELECT implement policy that directs localities to produce an unredacted Cast Vote Record (CVR) and send an electronic copy of the record to the Virginia Office of Data Governance and Analytics (OGDA). Because certification standards require all scanner machines to have the capability to produce a CVR but not all localities possess the necessary software, this policy would only apply when a locality has the means to produce the CVR. Details of this request are contained in the email below that I sent to OGDA in September.

The CVR is a sizable file. Virginia OGDA has said they are willing to house the data and assist any locality with the transfer to their site for public access and analysis. New legislation is not required for the transmission of CVRs. Election records fall under § 2.2-3704 which allows for public records to be open to inspection. Nothing in 1VAC 20-20-20 would prohibit transmission because a CVR contains no sensitive personal information,.

This policy would consolidate access to the data for the public, involve minimal cost, reduce the burden of multiple FOIAs and increase transparency and confidence in any election result. FOIAs are a huge drain on resources for ELECT and the resulting charge to citizens for records is extreme. For the localities who have purchased the software capable of producing this digital report, the information is already available under FOIA to any member of the public. Virginia Beach provided a CVR for the 2020 election in response to such a FOIA.

Confidence in elections is affected by a lack of first hand access to raw data. Many public concerns surrounding machines could be easily resolved if there was a way for the public to validate election results for themselves. Irregularities can occur for any number of reasons - a legitimate rare anomaly, a machine malfunction, human error or intentional action.

Depending on the cause, the remedy might be a procedure regarding settings on machines, additional training to prevent the error in the future or even legislation requiring vendors to meet a minimum standard. Without accurate data, however, the problem is difficult to ascertain and a solution even more difficult to implement. CVRs will provide the requisite data. An unredacted CVR that includes ballot images would verify machine results, ensure sensitivity settings allow for an accurate tally of votes cast and provide any member of the public the transparency currently lacking to instill confidence in our elections. Digital access eliminates the need to procure access to the physical ballots to satisfy the public need for election transparency.

Elections are the people's business – there is very little in the process should be obstructed from public view.

Best regards,

Ann Grigorian

Resident, Commonwealth of Virginia

Cc:

Chairman Brink

Vice-Chairman O'Bannon

Secretary Alvis-Long

Board Member Merricks

Board Member Chiang

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**From:** odga (GOV) <[odga@governor.virginia.gov](mailto:odga@governor.virginia.gov)>

**Sent:** Tuesday, September 6, 2022 3:43 PM

**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)

**Subject:** Re: Data Request for Open Portal - Election CVR

Hi Ann,

I sent this request to the Department of Elections and have received this response:

The information being requested is at the local level and not something we have at the Department of Elections. The requested would need to contact individual localities for this information.

Thank you!

---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Thursday, September 1, 2022 6:23 PM  
**To:** odga (GOV) <[odga@governor.virginia.gov](mailto:odga@governor.virginia.gov)>  
**Subject:** Data Request for Open Portal - Election CVR

Hello,

I would like to request that the Cast Vote Records for all Virginia Localities be made available for all elections in the interest of public analysis, research and transparency. I specifically do not want any information that identifies a specific voter. Under current standards, all voting equipment is required to have the ability to produce this report.

Voting System Certification  
Standard  
January 2020  
Version 2.0

Page 28



<p><i>The voting system must create a Cast Vote Record (CVR) defined as, a Permanent record of all votes produced by a single voter whether in electronic, paper or other form, for each ballot for all elections.</i></p>	<p>I – The voting system must produce a CVR in human-readable format.</p>
<p><i>The CVR must integrate in a readable format.</i></p>	<p>I – The voting system can export the CVR to a portable transport media. The voting system must produce a CVR in human-readable format.</p>

[https://www.elections.virginia.gov/media/election-security/Virginia\\_Voting-System-Certification-Standard-FINAL.pdf](https://www.elections.virginia.gov/media/election-security/Virginia_Voting-System-Certification-Standard-FINAL.pdf)

The report is a line by line report, with no ballot images or personal information, showing tabulator ID, time of ballot or batch scan, and scanner ballot read results. There is no personally identifiable information in this report. Again, there are no images required to run this report.

To be clear, I am not requesting a summary report of votes, I am requesting a per-ballot report. This set of information is sometimes known as a "Cast Vote Record" (CVR), "ballot log", or a "summary of ballots".

A CVR is a file, either text or possible excel format, which lists on each line information about one ballot in the order processed. It will contain all of the votes made on that ballot in some fashion.

This allows a data analyst to “replay” the election ballot by ballot to spot unnatural patterns of voting.

I am requesting a text, comma, or tab delimited file, or a text-based report, listing, in the sequence processed by the county, for every ballot.

It will also contain all or some of the following fields. (Fields marked with an asterisk are strongly desired)

- \*CVR Number
- \*Tabulator ID
- Counting Group (or other name – this tells how the vote was cast)
- Batch ID
- \*Precinct ID Ballot Type
- sequential ID

- timestamp
- method of voting (for example: in-person, mail-in, provisional, absentee, "other", etc. – any and all ballots that were tabulated as part of any election, the specific votes contained for all races)

Should any fields not be available, please include the fields which are.

Please note that what does not appear in a Cast Vote Record is any information which would identify the voter.

Thank you for considering my request,

Ann Grigorian

Resident of Virginia

[grigorianann@cox.net](mailto:grigorianann@cox.net)

757-870-5252

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**Ashley Coles**

Chief FOIA Officer and ELECT Policy Analyst  
Virginia Department of Elections  
1100 Bank St 1st Floor  
Richmond, VA 23219  
[Ashley.Coles@elections.virginia.gov](mailto:Ashley.Coles@elections.virginia.gov)  
804.864.8933 (office)



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**From:** [SBE - INFO, rr \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#); [Geiger, Dj \(ELECT\)](#); [Lawless, Rachel \(ELECT\)](#)  
**Subject:** Fwd: Data Request for Open Portal - Election CVR  
**Date:** Monday, January 9, 2023 9:01:57 AM

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Good Morning All -

Forwarding this inquiry to you FYI.

Kindly,

Department of Elections  
1100 Bank Street, 1st Floor  
Richmond, Virginia 23219  
804 864-8901  
800 552-9745

Have questions? Visit our Voter Education Website - <https://www.elections.virginia.gov/voter-ed/>

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From: <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
Date: Sun, Jan 8, 2023 at 11:14 AM  
Subject: Data Request for Open Portal - Election CVR  
To: <[info@elections.virginia.gov](mailto:info@elections.virginia.gov)>  
Cc: Tyson, Franchelle <[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)>, Coles, Ashley <[ashley.coles@elections.virginia.gov](mailto:ashley.coles@elections.virginia.gov)>

Good morning Commissioner Beals,

I am requesting that ELECT implement policy that directs localities to produce an unredacted Cast Vote Record (CVR) and send an electronic copy of the record to the Virginia Office of Data Governance and Analytics (OGDA). Because certification standards require all scanner machines to have the capability to produce a CVR but not all localities possess the necessary software, this policy would only apply when a locality has the means to produce the CVR. Details of this request are contained in the email below that I sent to OGDA in September.

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provide the requisite data. An unredacted CVR that includes ballot images would verify machine results, ensure sensitivity settings allow for an accurate tally of votes cast and provide any member of the public the transparency currently lacking to instill confidence in our elections. Digital access eliminates the need to procure access to the physical ballots to satisfy the public need for election transparency.

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Best regards,

Ann Grigorian

Resident, Commonwealth of Virginia

Cc:

Chairman Brink

Vice-Chairman O'Bannon

Secretary Alvis-Long

Board Member Merricks

Board Member Chiang

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**From:** odga (GOV) <[odga@governor.virginia.gov](mailto:odga@governor.virginia.gov)>  
**Sent:** Tuesday, September 6, 2022 3:43 PM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** Re: Data Request for Open Portal - Election CVR

Hi Ann,

I sent this request to the Department of Elections and have received this response:

The information being requested is at the local level and not something we have at the Department of Elections. The requested would need to contact individual localities for this information.

Thank you!

---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Thursday, September 1, 2022 6:23 PM  
**To:** odga (GOV) <[odga@governor.virginia.gov](mailto:odga@governor.virginia.gov)>

**Subject:** Data Request for Open Portal - Election CVR

Hello,

I would like to request that the Cast Vote Records for all Virginia Localities be made available for all elections in the interest of public analysis, research and transparency. I specifically do not want any information that identifies a specific voter. Under current standards, all voting equipment is required to have the ability to produce this report.

Voting System Certification  
Standard  
January 2020  
Version 2.0

Page 28

<i>The voting system must create a Cast Vote Record (CVR) defined as, a Permanent record of all votes produced by a single voter whether in electronic, paper or other form, for each ballot for all elections.</i>	I – The voting system must produce a CVR in human-readable format.
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[https://www.elections.virginia.gov/media/election-security/Virginia\\_Voting-System-Certification-Standard-FINAL.pdf](https://www.elections.virginia.gov/media/election-security/Virginia_Voting-System-Certification-Standard-FINAL.pdf)

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It will also contain all or some of the following fields. (Fields marked with an asterisk are strongly desired)

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- \*Tabulator ID
- Counting Group (or other name – this tells how the vote was cast)
- Batch ID
- \*Precinct ID Ballot Type
- sequential ID
- timestamp
- method of voting (for example: in-person, mail-in, provisional, absentee, "other", etc. – any and all ballots that were tabulated as part of any election, the specific votes contained for all races)

Should any fields not be available, please include the fields which are.

Please note that what does not appear in a Cast Vote Record is any information which would identify the voter.

Thank you for considering my request,

Ann Grigorian

Resident of Virginia

[grigorianann@cox.net](mailto:grigorianann@cox.net)

757-870-5252

**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Cc:** [Coles, Ashley \(ELECT\)](#); [Lawless, Rachel \(ELECT\)](#)  
**Subject:** Fwd: Periodic Review Posting on Town Hall - 2016 Election  
**Date:** Friday, September 22, 2023 4:01:00 PM  
**Attachments:** [image001.png](#)

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Hi,

Please let me know how I need to respond.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219

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**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Friday, September 22, 2023 3:58:00 PM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** Periodic Review Posting on Town Hall - 2016 Election

Hi Franchelle,

I would like know if you could request that Town Hall publish the Periodic Review of Regulations done after 2016 Election (1VAC20-10-120)? The only two they have posted are from 2013 and 2021. If it is already on Town Hall and I am looking in the wrong place, please kindly send me the link.

Thank you,

Ann Grigorian  
 Resident, Commonwealth of Virginia

Contact Information		
<b>Name / Title:</b>	Franchelle Tyson / <i>ELECT Administrative Program Specialist</i>	
<b>Address:</b>	1100 Bank Street First Floor Richmond, VA 23219	
<b>Email Address:</b>	<a href="mailto:franchelle.tyson@elections.virginia.gov">franchelle.tyson@elections.virginia.gov</a>	
<b>Telephone:</b>	(804)864-8919 FAX: (-) TDD: (-)	

Current Actions		
Action Title	Latest Stage	Status
None		

Past Actions		
Action Title	Latest Stage	Status
CH 0010 Public Participation Guidelines	 Final	Stage complete. This regulation became effective on 12/30/2013.
CH 0010 Public Participation Guidelines	 Proposed	Stage withdrawn on 12/09/2013 prior to submitting for AG review.
To promulgate a new regulation	 Final	Stage complete. This regulation became effective on 07/19/2010.

Periodic Reviews	
Last Activity	Status
<a href="#">12/1/2021</a> Agency Completed	Retain As Is
<a href="#">5/15/2013</a> Agency Completed	Amend



**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Cc:** [Lawless, Rachel \(ELECT\)](#)  
**Subject:** Fwd: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Monday, May 1, 2023 2:34:18 PM

---

Hello,

Did we have an update on this for Ann?

Thank you

**FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219

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**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Monday, May 1, 2023 1:25:29 PM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good afternoon Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>.

If I need to place this request directly with the SBE, please let me know so that I can resubmit.

Thank you,

Ann Grigorian

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**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Friday, April 7, 2023 1:59 PM  
**To:** 'Tyson, Franchelle (ELECT)' <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Thank you Franchelle!

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Sent:** Friday, April 7, 2023 1:56 PM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Afternoon Ann,

I am waiting on a response, and I will follow up with you next week.

Thank you  
Have A Great Weekend

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
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**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Thursday, April 6, 2023 1:42 PM  
**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Hi Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>. Are you able to provide an update or do I need to submit a request under separate cover to the board?

Thank you,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Sent:** Wednesday, March 22, 2023 11:24 AM

**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)

**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Morning Ann,

I have received your email and forwarded it to the Board Members.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219

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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

**Sent:** Wednesday, March 22, 2023 11:05 AM

**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

The attached Petition for Rulemaking is submitted for consideration to the Virginia State Board of Elections as provided under 1VAC 20-10-50.

I request the attached petition be distributed to the following board members:

Chairman of the Board – John O’Bannon

Vice-Chairman of the Board – Rosalyn R. Dance

Secretary of the Board – Georgia Alvis-Long

Board Member – Donald W. Merricks

Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian

Resident, Commonwealth of Virginia

**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Geiger, Dj \(ELECT\)](#); [Lawless, Rachel \(ELECT\)](#)  
**Subject:** Fwd: Two year vacant position at ELECT - Chief Deputy Commissioner  
**Date:** Monday, July 10, 2023 1:46:32 PM

---

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Warf, Carl (GOV) <Carl.Warf@governor.virginia.gov>  
**Sent:** Monday, July 10, 2023 1:44:54 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** FW: Two year vacant position at ELECT - Chief Deputy Commissioner



Carl Warf, MPA  
Executive Assistant to Secretary of Administration Lyn McDermid  
Office of Governor Glenn Youngkin  
Patrick Henry Building  
1111 E. Broad Street  
Richmond, VA 23219  
Carl.Warf@governor.virginia.gov  
Cell: (804) 971-3057

---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Monday, July 10, 2023 1:37 PM  
**To:** Governor Youngkin (GOV) <Glenn.Youngkin@governor.virginia.gov>  
**Cc:** Administration (GOV) <Administration@governor.virginia.gov>; Anderson, Richard L. <Rich@RichAnderson.com>  
**Subject:** Two year vacant position at ELECT - Chief Deputy Commissioner

Dear Governor Youngkin,

A recent organizational chart shows that the position of Chief Deputy Commissioner at ELECT remains vacant two years into your administration. This position is a political appointment and previously held by Jessica Bowman (appointed by Governor Northam) until December of 2020.

I would like to understand why, during this tenuous time for Election Integrity, there has not been an appointment of a qualified candidates to fill this role. It has now been vacant for two years.

Virginians need EVERY voice pulling the cart for Election Integrity. Most important in this endeavor is filling every hole with a well-qualified, shovel-ready candidate to make sure our election process remains on solid ground. I struggle to understand how this important position, which sits at the

heart of our election process, remains vacant two years into this administration.

This wasted opportunity demonstrates a serious lack of commitment to an issue that is important to a vast majority of constituents who invested time, money and votes to gain a Republican Executive in Virginia.

Thank you for your time and I look forward to your response on my concern regarding this vacancy.

Ann Grigorian

**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Cc:** [Lawless, Rachel \(ELECT\)](#); [Coles, Ashley \(ELECT\)](#)  
**Subject:** FW: Letter of Concern: Update on SAVE Program  
**Date:** Tuesday, September 5, 2023 3:53:18 PM  
**Attachments:** [Update on SAVE Program ELECT Letter dtd Mar 2 2023.pdf](#)

---

Hi Susan,

Please see the email below. It has been sent to the Governors office.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Tuesday, September 5, 2023 3:32 PM  
**To:** Constituent Services (ELECT) <constituent.services@elections.virginia.gov>; SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>; Administration (GOV) <Administration@governor.virginia.gov>; Governor Youngkin (GOV) <Glenn.Youngkin@governor.virginia.gov>; Warf, Carl (GOV) <Carl.Warf@governor.virginia.gov>  
**Subject:** RE: Letter of Concern: Update on SAVE Program

Good morning,

I would again like to request an update on the process concerns raised in my correspondence date August 15<sup>th</sup> (attached).

Thank you,

Ann Grigorian

Resident, Commonwealth of Virginia

---

**From:** grigorianann@cox.net <grigorianann@cox.net>

**Sent:** Monday, August 28, 2023 9:09 AM

**To:** 'Constituent Services (ELECT)' <constituent.services@elections.virginia.gov>

**Cc:** 'Tyson, Franchelle (ELECT)' <Franchelle.Tyson@elections.virginia.gov>;  
'administration@governor.virginia.gov' <administration@governor.virginia.gov>;  
'glenn.youngkin@governor.virginia.gov' <glenn.youngkin@governor.virginia.gov>;  
'Carl.Warf@governor.virginia.gov' <Carl.Warf@governor.virginia.gov>

**Subject:** RE: Letter of Concern: Update on SAVE Program

Good morning,

I would like to request an update on the SAVE verification process concerns outlined in the correspondence dated August 15<sup>th</sup> (attached). The matter is important due to early in-person absentee voting starting in less than 20 days and recent laws that permit same day registration. I hope it receives the urgent attention it deserves.

Thank you for your time and attention and I look forward to your response.

Regards,

Ann Grigorian

Resident, Commonwealth of Virginia

cc: Members, State Board of Elections

Secretary McDermid

Governor Youngkin

---

**From:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>

**Sent:** Wednesday, August 16, 2023 4:00 PM

**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)

**Subject:** RE: Letter of Concern: Update on SAVE Program

Good afternoon Ann Grigorian,

Your letter has been received.

Constituent Services

Virginia Department of Elections

The Washington Building-Capitol Square

1100 Bank Street, 1st Floor

Richmond, VA 23219



Phone: 804-864-8901

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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

**Sent:** Wednesday, August 16, 2023 10:41 AM

**To:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>; SBE - INFO, rr (ELECT) <[INFO@elections.virginia.gov](mailto:INFO@elections.virginia.gov)>

**Cc:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** Letter of Concern: Update on SAVE Program

Good Morning,

The attached correspondence is intended for the Commissioner of Elections.

Please transmit an information copy to the members of the State Board of Elections

I would request acknowledgement of receipt.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Scott, Claire \(ELECT\)](#)  
**To:** [Lawless, Rachel \(ELECT\)](#); [Koski, Steven \(ELECT\)](#); [Beals, Susan \(ELECT\)](#)  
**Subject:** FW: Letter of Concern: Update on SAVE Program  
**Date:** Wednesday, August 16, 2023 4:05:16 PM  
**Attachments:** [Update on SAVE Program ELECT Letter dtd Mar 2 2023.pdf](#)

---

Good Afternoon everyone,

Ann Grigorian has given ELECT a response to the letter sent in March regarding the SAVE program.

I have acknowledged receipt of the letter.

Sincerely,

Claire Scott (She/Her)  
Virginia Department of Elections  
Policy Analyst | ADA Coordinator  
Address: Washington Building  
1100 Bank Street, First Floor  
Richmond, VA 23219  
Email: [claire.scott@elections.virginia.gov](mailto:claire.scott@elections.virginia.gov)  
Cell: (804)335-6445

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**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Wednesday, August 16, 2023 10:41 AM  
**To:** Constituent Services (ELECT) <constituent.services@elections.virginia.gov>; SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** Letter of Concern: Update on SAVE Program

Good Morning,

The attached correspondence is intended for the Commissioner of Elections.

Please transmit an information copy to the members of the State Board of Elections

I would request acknowledgement of receipt.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [SBE - INFO, rr \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Subject:** FW: Letter of Concern: Update on SAVE Program  
**Date:** Tuesday, September 5, 2023 3:54:08 PM  
**Attachments:** [Update on SAVE Program ELECT Letter dtd Mar 2 2023.pdf](#)

---

Forwarding this inquiry to you.

Thank you,  
Andrea

---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Tuesday, September 5, 2023 3:32 PM  
**To:** Constituent Services (ELECT) <constituent.services@elections.virginia.gov>; SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>; Administration (GOV) <Administration@governor.virginia.gov>; Governor Youngkin (GOV) <Glenn.Youngkin@governor.virginia.gov>; Warf, Carl (GOV) <Carl.Warf@governor.virginia.gov>  
**Subject:** RE: Letter of Concern: Update on SAVE Program

Good morning,

I would again like to request an update on the process concerns raised in my correspondence date August 15<sup>th</sup> (attached).

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Monday, August 28, 2023 9:09 AM  
**To:** 'Constituent Services (ELECT)' <constituent.services@elections.virginia.gov>  
**Cc:** 'Tyson, Franchelle (ELECT)' <Franchelle.Tyson@elections.virginia.gov>; 'administration@governor.virginia.gov' <administration@governor.virginia.gov>; 'glenn.youngkin@governor.virginia.gov' <glenn.youngkin@governor.virginia.gov>; 'Carl.Warf@governor.virginia.gov' <Carl.Warf@governor.virginia.gov>  
**Subject:** RE: Letter of Concern: Update on SAVE Program

Good morning,

I would like to request an update on the SAVE verification process concerns outlined in the correspondence dated August 15<sup>th</sup> (attached). The matter is important due to early in-person absentee voting starting in less than 20 days and recent laws that permit same day registration. I hope it receives the urgent attention it deserves.

Thank you for your time and attention and I look forward to your response.

Regards,

Ann Grigorian  
Resident, Commonwealth of Virginia

cc: Members, State Board of Elections  
Secretary McDermid  
Governor Youngkin

---

**From:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>  
**Sent:** Wednesday, August 16, 2023 4:00 PM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** RE: Letter of Concern: Update on SAVE Program

Good afternoon Ann Grigorian,

Your letter has been received.

Constituent Services  
Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219  
Phone: [804-864-8901](tel:804-864-8901)

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**Sent:** Wednesday, August 16, 2023 10:41 AM  
**To:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>; SBE - INFO, rr (ELECT) <[INFO@elections.virginia.gov](mailto:INFO@elections.virginia.gov)>  
**Cc:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** Letter of Concern: Update on SAVE Program

Good Morning,

The attached correspondence is intended for the Commissioner of Elections.

Please transmit an information copy to the members of the State Board of Elections

I would request acknowledgement of receipt.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Scott, Claire \(ELECT\)](#)  
**To:** [Lawless, Rachel \(ELECT\)](#); [Koski, Steven \(ELECT\)](#); [Beals, Susan \(ELECT\)](#)  
**Subject:** FW: Letter of Concern: Update on SAVE Program  
**Date:** Monday, August 28, 2023 4:18:19 PM  
**Attachments:** [Update on SAVE Program ELECT Letter dtd Mar 2 2023.pdf](#)

---

Good afternoon everyone,

Please see Ms. Grigorian's follow-up email regarding her August 15 SAVE Letter.

Sincerely,

Claire Scott (She/Her)  
Virginia Department of Elections  
Policy Analyst | ADA Coordinator  
Address: Washington Building  
1100 Bank Street, First Floor  
Richmond, VA 23219  
Email: [claire.scott@elections.virginia.gov](mailto:claire.scott@elections.virginia.gov)  
Cell: (804)335-6445

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Monday, August 28, 2023 9:09 AM  
**To:** Constituent Services (ELECT) <constituent.services@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>; Administration (GOV) <Administration@governor.virginia.gov>; Governor Youngkin (GOV) <Glenn.Youngkin@governor.virginia.gov>; Warf, Carl (GOV) <Carl.Warf@governor.virginia.gov>  
**Subject:** RE: Letter of Concern: Update on SAVE Program

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Thank you for your time and attention and I look forward to your response.

Regards,

Ann Grigorian  
Resident, Commonwealth of Virginia

cc: Members, State Board of Elections  
Secretary McDermid  
Governor Youngkin

---

**From:** Constituent Services (ELECT) <constituent.services@elections.virginia.gov>  
**Sent:** Wednesday, August 16, 2023 4:00 PM  
**To:** grigorianann@cox.net  
**Subject:** RE: Letter of Concern: Update on SAVE Program

Good afternoon Ann Grigorian,

Your letter has been received.

Constituent Services  
Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219  
Phone: [804-864-8901](tel:804-864-8901)

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**Sent:** Wednesday, August 16, 2023 10:41 AM  
**To:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>; SBE - INFO, rr (ELECT) <[INFO@elections.virginia.gov](mailto:INFO@elections.virginia.gov)>  
**Cc:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** Letter of Concern: Update on SAVE Program

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The attached correspondence is intended for the Commissioner of Elections.



Please transmit an information copy to the members of the State Board of Elections

I would request acknowledgement of receipt.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Warf, Carl \(GOV\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Subject:** FW: Letter of Concern: Update on SAVE Program  
**Date:** Friday, September 8, 2023 4:58:47 PM  
**Attachments:** [Update on SAVE Program ELECT Letter dtd Mar 2 2023.pdf](#)

---

Susan,

Fwding for your awareness.

Carl Warf, MPA  
Executive Assistant to Secretary of Administration Lyn McDermid  
Office of Governor Glenn Youngkin  
Patrick Henry Building  
1111 E. Broad Street  
Richmond, VA 23219  
[Carl.Warf@governor.virginia.gov](mailto:Carl.Warf@governor.virginia.gov)  
Cell: (804) 971-3057

---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Tuesday, September 5, 2023 3:32 PM  
**To:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>; SBE - INFO, rr (ELECT) <[INFO@elections.virginia.gov](mailto:INFO@elections.virginia.gov)>  
**Cc:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>; Administration (GOV) <[Administration@governor.virginia.gov](mailto:Administration@governor.virginia.gov)>; Governor Youngkin (GOV) <[Glenn.Youngkin@governor.virginia.gov](mailto:Glenn.Youngkin@governor.virginia.gov)>; Warf, Carl (GOV) <[Carl.Warf@governor.virginia.gov](mailto:Carl.Warf@governor.virginia.gov)>  
**Subject:** RE: Letter of Concern: Update on SAVE Program

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Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

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**To:** 'Constituent Services (ELECT)' <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>  
**Cc:** 'Tyson, Franchelle (ELECT)' <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>; '[administration@governor.virginia.gov](mailto:administration@governor.virginia.gov)' <[administration@governor.virginia.gov](mailto:administration@governor.virginia.gov)>; '[glenn.youngkin@governor.virginia.gov](mailto:glenn.youngkin@governor.virginia.gov)' <[glenn.youngkin@governor.virginia.gov](mailto:glenn.youngkin@governor.virginia.gov)>; '[Carl.Warf@governor.virginia.gov](mailto:Carl.Warf@governor.virginia.gov)' <[Carl.Warf@governor.virginia.gov](mailto:Carl.Warf@governor.virginia.gov)>  
**Subject:** RE: Letter of Concern: Update on SAVE Program

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Thank you for your time and attention and I look forward to your response.

Regards,

Ann Grigorian  
Resident, Commonwealth of Virginia

cc: Members, State Board of Elections  
Secretary McDermid  
Governor Youngkin

---

**From:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>

**Sent:** Wednesday, August 16, 2023 4:00 PM

**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)

**Subject:** RE: Letter of Concern: Update on SAVE Program

Good afternoon Ann Grigorian,

Your letter has been received.

Constituent Services  
Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219  
Phone: [804-864-8901](tel:804-864-8901)

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**Sent:** Wednesday, August 16, 2023 10:41 AM

**To:** Constituent Services (ELECT) <[constituent.services@elections.virginia.gov](mailto:constituent.services@elections.virginia.gov)>; SBE - INFO, rr (ELECT) <[INFO@elections.virginia.gov](mailto:INFO@elections.virginia.gov)>

**Cc:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** Letter of Concern: Update on SAVE Program

Good Morning,

The attached correspondence is intended for the Commissioner of Elections.

Please transmit an information copy to the members of the State Board of Elections

I would request acknowledgement of receipt.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Cc:** [Lawless, Rachel \(ELECT\)](#)  
**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Thursday, April 6, 2023 4:50:26 PM

---

Hello,

Please see the request below.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219  
Department of Elections Email Disclaimer:

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Thursday, April 6, 2023 1:42 PM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Hi Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>. Are you able to provide an update or do I need to submit a request under separate cover to the board?

Thank you,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>

**Sent:** Wednesday, March 22, 2023 11:24 AM

**To:** grigorianann@cox.net

**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Morning Ann,

I have received your email and forwarded it to the Board Members.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219  
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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

**Sent:** Wednesday, March 22, 2023 11:05 AM

**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

The attached Petition for Rulemaking is submitted for consideration to the Virginia State Board of Elections as provided under 1VAC 20-10-50.

I request the attached petition be distributed to the following board members:

Chairman of the Board – John O’Bannon

Vice-Chairman of the Board – Rosalyn R. Dance

Secretary of the Board – Georgia Alvis-Long

Board Member – Donald W. Merricks

Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Obannon, John \(ELECT\)](#)  
**Cc:** [Beals, Susan \(ELECT\)](#); [Lief, Joshua N. \(jlief@oag.state.va.us\)](#); [Andrews, Travis S. \(tandrews@oag.state.va.us\)](#)  
**Bcc:** [Merricks, Donald \(ELECT\)](#); [Alvis-long, Georgia \(ELECT\)](#); [Dance, Rosalyn \(ELECT\)](#); [Weinstein, Matthew \(ELECT\)](#)  
**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Wednesday, March 22, 2023 11:49:00 AM  
**Attachments:** [Petition to SBE for Rulemaking - List Maintenance.pdf](#)

---

Good Morning Members of the Board,

Please see the information attached.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Wednesday, March 22, 2023 11:05 AM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

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I request the attached petition be distributed to the following board members:

Chairman of the Board – John O’Bannon  
Vice-Chairman of the Board – Rosalyn R. Dance  
Secretary of the Board – Georgia Alvis-Long



Board Member – Donald W. Merricks  
Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Cc:** [Lawless, Rachel \(ELECT\)](#); [Coles, Ashley \(ELECT\)](#)  
**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Tuesday, May 23, 2023 1:43:44 PM

---

Hello,

I received this email from Ann this morning.

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Tuesday, May 23, 2023 11:41 AM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good afternoon Franchelle,

I have a few process questions regarding the petition for rulemaking I recently submitted subject "List of unqualified persons provided to general registrars".

In their response to my Petition for Rulemaking, ELECT says they are in the process of publishing to Town Hall and the Virginia Register. I would request a status update on the posting as I have contacted the Town Hall and they have no record of my petition.

When the petition is published to town hall, will it be open for public comment period prior to the State Board of Election final decision on the petition? If not, will it be placed on the State Board's agenda for discussion and to notify the public of the Board's decision?

Thank you for your assistance,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Tuesday, May 2, 2023 3:16 PM  
**To:** grigorianann@cox.net  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Afternoon Ann,

Thank you for your patience, please see the letter attached.

Kindly,

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Monday, May 1, 2023 1:25 PM  
**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good afternoon Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>.

If I need to place this request directly with the SBE, please let me know so that I can resubmit.

Thank you,

Ann Grigorian

---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Friday, April 7, 2023 1:59 PM  
**To:** 'Tyson, Franchelle (ELECT)' <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Thank you Franchelle!

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Sent:** Friday, April 7, 2023 1:56 PM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Afternoon Ann,

I am waiting on a response, and I will follow up with you next week.

Thank you  
Have A Great Weekend

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Thursday, April 6, 2023 1:42 PM  
**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Hi Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>. Are you able to provide an update or do I need to submit a request under separate cover to the board?

Thank you,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Sent:** Wednesday, March 22, 2023 11:24 AM

**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)

**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Morning Ann,

I have received your email and forwarded it to the Board Members.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
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Richmond, VA 23219

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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

**Sent:** Wednesday, March 22, 2023 11:05 AM

**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

The attached Petition for Rulemaking is submitted for consideration to the Virginia State Board of Elections as provided under 1VAC 20-10-50.

I request the attached petition be distributed to the following board members:

Chairman of the Board – John O’Bannon  
Vice-Chairman of the Board – Rosalyn R. Dance  
Secretary of the Board – Georgia Alvis-Long  
Board Member – Donald W. Merricks  
Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [REDACTED] [Obannon, John \(ELECT\)](#)  
**To:** [REDACTED]  
**Subject:** Fw: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Wednesday, March 22, 2023 3:24:12 PM  
**Attachments:** [Petition to SBE for Rulemaking - List Maintenance.pdf](#)

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**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Wednesday, March 22, 2023 11:49 AM  
**To:** Obannon, John (ELECT) <John.OBannon@elections.virginia.gov>  
**Cc:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Lief, Joshua N. <JLief@oag.state.va.us>; Andrews, Travis S. (tandrews@oag.state.va.us) <tandrews@oag.state.va.us>  
**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance

Good Morning Members of the Board,

Please see the information attached.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Wednesday, March 22, 2023 11:05 AM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

The attached Petition for Rulemaking is submitted for consideration to the Virginia State Board of Elections as provided under 1VAC 20-10-50.

I request the attached petition be distributed to the following board members:

Chairman of the Board – John O’Bannon

Vice-Chairman of the Board – Rosalyn R. Dance

Secretary of the Board – Georgia Alvis-Long

Board Member – Donald W. Merricks

Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian

Resident, Commonwealth of Virginia



**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Koski, Steven \(ELECT\)](#); [Lawless, Rachel \(ELECT\)](#)  
**Subject:** FW: Request Update on Saves Program  
**Date:** Tuesday, February 28, 2023 1:55:20 PM  
**Attachments:** [Request Update on Saves Program.pdf](#)

---

---

**From:** SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>  
**Sent:** Tuesday, February 28, 2023 1:53 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** FW: Request Update on Saves Program

Forwarding this inquiry to you as requested.

---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Tuesday, February 28, 2023 1:09 PM  
**To:** SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>  
**Subject:** Request Update on Saves Program

Good Afternoon,

I request the attached letter be forwarded to Commissioner Beals.

Thank You,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Weinstein, Matthew \(ELECT\)](#)  
**To:** [REDACTED]  
**Subject:** Fw: SBE Policy 2021-002; Officer of Election Training Standards and Materials dtd August 15. 2023  
**Date:** Thursday, August 10, 2023 3:42:05 PM  
**Attachments:** [Driver Privilege Card.pdf](#)  
[Identity Privilege Card.pdf](#)

---

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 9:30 AM  
**To:** Obannon, John (ELECT) <John.OBannon@elections.virginia.gov>  
**Cc:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Fwd: SBE Policy 2021-002; Officer of Election Training Standards and Materials dtd August 15. 2023

Good morning

please see the email below.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Wednesday, August 9, 2023 10:03:27 PM  
**To:** SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>

**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>

**Subject:** SBE Policy 2021-002; Officer of Election Training Standards and Materials dtd August 15. 2023

*Good morning,*

*Please forward the email below including attachments to:*

- *Ms. Sara Dally, Training and Development Supervisor, Virginia Department of Elections*
- *Cc: Board Members, State Board of Elections*

*I would request acknowledgement of receipt.*

*Thank you.*

---

Dear Ms. Dally,

The proposed changes to the Officer of Election Training Standards and Materials found in Section 7 fail to specifically address Driver Privilege Cards and ID Privilege Cards.

Under § 24.2 – 643 (B)(i) driver privilege cards and Identification privilege cards are the only form of voter ID specifically prohibited under Virginia law. Governor Northam amended the legislation on Driver's Privilege Cards and Privilege ID Cards to require that they are identical in appearance to a Virginia Driver's License and Virginia Identity Card. This requirement makes this prohibited ID difficult to recognize when presented at the polls.

To allow Officers of Election to properly carry out their sworn duties to uphold the laws of the Commonwealth, I request ELECT update the proposed materials to provide official training material on these prohibited forms of ID to include:

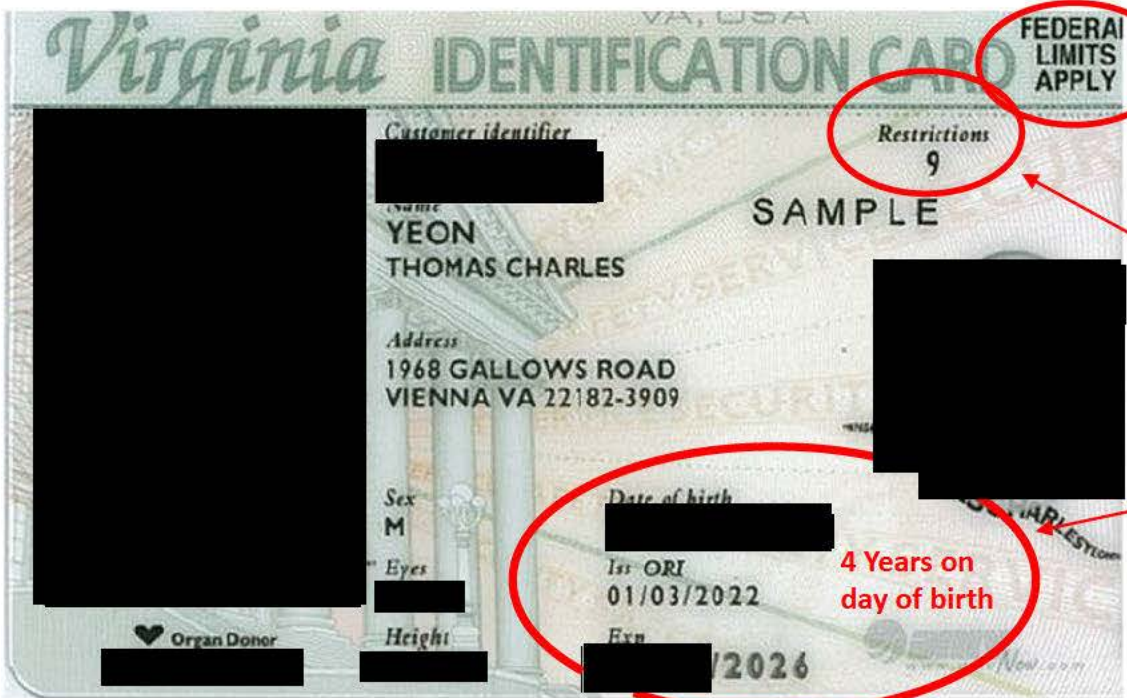
1. How to recognize:
  - A. Driver Privilege Card – **WITH IMAGE**
    1. Federal Limits Apply in the right-hand corner
    2. **Restrictions** will have the **number 9** on lower portion of the card
    3. Expiration date will be **two years** after issuance on the day of birth
    4. **Back of Card** is decoded as: **9: Limited Duration** (See expiration date on front)
  - B. Privilege Identity Card – **WITH IMAGE**
    1. **Federal Limits Apply** in the right-hand corner
    2. **Restrictions** will have the **number 9** in upper corner
    3. Expiration date will be **four years** after issuance on the day of birth
    4. **Back of Card** is decoded as "**9: Limited Duration** (See Expiration date on front)
2. If all of the above true, it is absolutely a Driver's Privilege card or Identity Privilege Card
3. If voter has another form of acceptable Identification, they are allowed to vote.
4. If unable to produce another form of identification, they can sign an ID Confirmation Statement and vote if they satisfy remainder of check-in requirements.

5. If they do not have acceptable ID and refuse to sign ID Confirmation Statement, they are allowed to vote provisional (last year it was the lime green envelope).

I have attached sample images to illustrate my request. ELECT should include images to assist Election Officials to accurately recognize these prohibited IDs, much the same manner that images are provided as examples to assist in the recognition of acceptable IDs.

With the SBE meeting fast approaching on August 15<sup>th</sup>, time is of the essence regarding this issue. Thank you for your consideration and I look forward to your response.

Ann Grigorian  
Resident, Commonwealth of Virginia



# Identity Privilege Card

1. **Federal Limits Apply** in the right-hand corner
2. **Restrictions** will have the **number 9** in upper corner
3. Expiration date will be **four years** after issuance on the day of birth
4. **Back of Card** is decoded as **"9: Limited Duration** (See Expiration date on front)



1. If all of the above true, it is absolutely an Identity Privilege Card
2. If voter has another form of acceptable Identification, they are allowed to vote.
3. If unable to produce another form of identification, they can sign an ID Confirmation Statement and vote if they satisfy remainder of check-in requirements.
4. If they do not have acceptable ID and refuse to sign ID Confirmation Statement, they are allowed to vote provisional.

# Petition for Rulemaking

## List of unqualified persons provided to general registrars

PETITION SUBMITTED TO: Virginia State Board of Elections, 1100 Bank Street, Richmond 23219

DATE: March 22, 2023

1. Petitioner: Ann Grigorian, Yorktown VA 23692 [grigorianann@cox.net](mailto:grigorianann@cox.net)  
Authority: 1 VAC 20-10-50 (A). Petition for rulemaking.
2. Interest in proposed action: Voter Registration List Maintenance
3. Substance and Purpose of Rule: To establish a process that allows jury commissioners to relay, from lists of registered voters obtained from the Department of Elections under § 24.2-405, the information obtained from those persons not qualified to serve as jurors as a result of (i) not being a citizen of the United States, (ii) no longer being a resident of the Commonwealth, (iii) being a resident of another county or city in the Commonwealth, (iv) having been convicted of a felony and not having had voting rights restored, or (v) having been adjudicated incapacitated and disqualified to vote and not having had voting rights restored. The rule provides a process whereby the sheriff, clerk of court, or other official responsible for maintaining such information provided by the commissioners may enter into an agreement with the general registrar for the locality to make that information available to that general registrar. The general registrar shall utilize the information received pursuant to this policy to identify registered voters who are no longer qualified to vote and to initiate list maintenance procedures pursuant to current law.
4. Legal Authority for action:
  - a. Constitution of Virginia, Article II, Section 2.
  - b. Virginia Code § 24.2 – 103 and § 24.2 - 427
  - c. National Voter Registration Act (NVRA), 52 U.S.C. § 20507(i)(1).
5. Statement of Need: Localities currently lack a policy to allow for the transmission of information in the possession of a government agency relative to the purpose of voter list maintenance. Data obtained from York County indicates the following status of Jury notifications from lists of registered voters:

<b>York County Jury Exclusion</b>	<b>2016</b>	<b>2017</b>	<b>2018</b>	<b>2019</b>	<b>2020</b>	<b>2021</b>	<b>2022</b>	<b>Total</b>
Questionnaire Undeliverable	148	155	198	236	287	203	265	<b>1492</b>
Moved Out of County				38	52	145	202	<b>437</b>
Not a citizen	16	105	18	36	161	48	51	<b>435</b>
Mental Impairment	13	44	34	71	59	52	16	<b>289</b>
Convicted Felon	8	8	7	34	25	20	34	<b>136</b>
Deceased			2	19	45	30	30	<b>126</b>
Under 18	2	6			16			<b>24</b>
<b>Total Irregular Notifications</b>	<b>187</b>	<b>318</b>	<b>259</b>	<b>434</b>	<b>645</b>	<b>498</b>	<b>598</b>	<b>2,939</b>

6. Statement of impact: This rule will provide the opportunity for increased accuracy of Virginia voter registration lists thereby protecting the integrity of the electoral process and ensuring that accurate and current voter registration rolls are maintained.

7. Supporting documents and reports:

- a) **Supreme Court: ARIZONA v. INTER TRIBAL COUNCIL OF ARIZ. INC.** 677 F. 3d 383, affirmed.  
The Supreme Court, in AZ v Inter Tribal found that while the NVRA forbids States to demand that an applicant submit additional information beyond that required by the Federal Form, it does not preclude States from “deny[ing] registration based on information in their possession establishing the applicant’s ineligibility.” Pp. 6–13.  
<https://www.law.cornell.edu/supct/pdf/12-71.pdf>
- b) **Virginia Constitution Article II, Sec 1:**  
“In elections by the people, the qualifications of voters shall be as follows: Each voter shall be a citizen of the United States...”  
<https://law.lis.virginia.gov/constitution/article2/section1/>
- c) **Virginia Code§ 24.2-404 4(vi)**  
“Require the general registrars to delete from the record of registered voters the name of any voter who...(vi) is otherwise no longer qualified to vote as may be provided by law. Such action shall be taken no later than 30 days after notification from the Department. The Department shall promptly provide the information referred to in this subdivision, upon receiving it, to general registrars.”  
<https://law.lis.virginia.gov/vacode/title24.2/chapter4/section24.2-404/>
- d) **1VAC20-40-70. Applications for voter registration; affirmation of United States citizenship.**  
(E): Persons identified as noncitizens in reports from the Department of Motor Vehicles or other state or federal government sources shall have the opportunity to affirm United States citizenship status using any approved voter registration application or other form containing the required affirmation. The State Board of Elections shall automate the process for requesting affirmation of United States citizenship prior to cancellation.
- e) **June 2019 GAO Report:**  
**VOTER REGISTRATION Information on Federal Enforcement Efforts and State and Local List Management Appendix III: Data Sources and Site Selection Methods**  
**U.S. District Court jury notices or juror information**  
Jury administrators may provide election officials with information from returned undeliverable federal jury selection notices, which indicates a possible change in address, or from individuals who said they should be excused from jury duty because they are noncitizens. This information can help election officials identify registrants who have potentially moved or are noncitizens. (p. 80)  
<https://www.gao.gov/assets/gao-19-485.pdf>
- f) **March 2020 v. 1.0**  
**EAC Best Practices: Voter List Maintenance Report - Returned Jury Notices**  
At least five states and DC work with their courts to receive regular reports of returned jury notices or reported address changes as part of their ongoing voter list maintenance program. Election officials are often required to provide their list of registered voters to courts for purposes of identifying eligible jurors. Courts providing undeliverable, address forwarding, or disqualifying information reports from jury notices can help keep both government lists up to date.  
[https://www.eac.gov/sites/default/files/electionofficials/VoterList/Best Practices Voter List Maintenance V1 508.pdf](https://www.eac.gov/sites/default/files/electionofficials/VoterList/Best%20Practices%20Voter%20List%20Maintenance%20V1%20508.pdf)

February 28, 2023

Commissioner Susan Beals  
Virginia Department of Elections  
Email: [info@elections.virginia.gov](mailto:info@elections.virginia.gov)

**Subject: Request for Update – Saves Program**

Dear Commissioner Beals,

I am requesting an update from The Department of Elections (ELECT) on the status of the SAVES program, including any specific barriers to full implementation and/or regulatory actions that have been requested from the State Board of Elections.

On December 12, 2022 you briefed the Privileges and Election Committee on List Maintenance Actions being undertaken by ELECT. An update on the status of utilizing the SAVES program was not included in that briefing.

On Page 8-9 of the recent Annual List Maintenance Report (dated September 1, 2021 – August 31, 2022) to the General Assembly, ELECT reported the following regarding the SAVES program and the resumption of data receipt following a four-year failure by the DMV to provide the necessary and required customer records to participate in the program.

*“Systematic Alien Verification for Entitlements Program (SAVE) Va. Code § 24.2-404(E) requires ELECT to participate in the Systematic Alien Verification for Entitlements (SAVE) Program operated by U.S. Citizenship and Immigration Services of the U.S. Department of Homeland Security (DHS-USCIS) for the purpose of verifying that voters listed in the Virginia voter registration system are United States citizens. In 2014, the SBE entered into a Memorandum of Agreement with DHS-USCIS authorizing ELECT's use of SAVE. In 2016, the SBE amended 1VAC20-40-70 to account for the use of SAVE in existing cancellation processes. Members of ELECT staff also received SAVE training.*

*Upon receiving inquiries from citizens and stakeholders, ELECT has revisited the issue of the SAVE program to determine whether a feasible use exists in furtherance of the Code requirements. ELECT staff has conducted research, completed SAVE training, and engaged in internal discussions about options for the use of SAVE. ELECT will continue to examine applications for SAVE. ELECT is committed to implementing all feasible processes and procedures that will ensure compliance with the Code. **Additionally, ELECT will propose to the SBE any necessary additional regulatory action.** (Emphasis Added)”*

Pursuant to our telephone conversation on the morning of 16 August 2022 I am requesting an update on the progress and status of reimplementing of the SAVES program.

Regards,



Ann Grigorian  
Resident, Commonwealth of Virginia



**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Lawless, Rachel \(ELECT\)](#)  
**Cc:** [Beals, Susan \(ELECT\)](#)  
**Subject:** RE: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central  
**Date:** Thursday, August 10, 2023 2:20:48 PM

---

No worries I will update it.

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
Richmond, VA 23219

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---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 2:17 PM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Cc:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** RE: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

Hi Franchelle:

I'm sorry to do this to you but Susan asked that I add clarifying language to the CAP policy, which I did. I also saved the most recent version in the SBE Folder.

Susan, do you want me to respond to Ms. Girgorian?

Thanks,

Rachel

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 1:03 PM

**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>

**Subject:** Fwd: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

Please see email below.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>

**Sent:** Thursday, August 10, 2023 12:53:55 PM

**To:** SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>

**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>

**Subject:** CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

*Good afternoon,*

*Please forward the email below to:*

- *Rachel Lawless, Confidential Policy Advisor*
- *Cc: Board Members, State Board of Elections*

*I would request acknowledgement of receipt.*

*Thank you.*

---

Dear Ms. Lawless,

The proposed CAP policy on pre-processing is non-compliant with § 24.2-709.1 (B) which requires that the two officers of election at pre-processing must represent each political party.

ELECT PROPOSED CHANGE: Admin Code 1VAC20-40-70:

3. *Pre-processing General Requirements:*

*a. **Officers of Election attendance requirement:** At least two officers of election must be present at all pre-processing meetings.*

However, pursuant to [§ 24.2-709.1 \(B\)](#) “...At least two officers of election, **one representing each political party**, shall be present during all hours when sealed ballot envelopes are opened as authorized or required by this subsection (Emphasis added).”

Current code correctly includes the requirement of political party representation:

CURRENT: Admin Code [1VAC20-40-70](#) (complies with Virginia code):

*5. “The general registrar staff assigned follow carefully all the requirements of [§ 24.2-709.1](#) of the Code of Virginia, including the requirement that at least two officers of election, **one representing each party**, be present during all hours that the expedited procedures are used.”*

I request that the policy be amended and revert to the original language which complies with the requirement under § 24.2709.1(B) that the two officers of election shall each represent a different political party.

With the SBE meeting fast approaching on August 15<sup>th</sup>, time is of the essence regarding this issue. Thank you for your consideration and I look forward to your response.

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Lawless, Rachel \(ELECT\)](#)  
**Subject:** RE: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central  
**Date:** Thursday, August 10, 2023 2:13:45 PM

---

Looks good. Thank you.

---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 2:12 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** RE: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

See new language, if you're ok with it I will send it to Franchelle.

I don't think we were in non-compliance, we just needed to clarify that in all circumstances oee of all parties need to be present (ie primaries that only involve one party.) This also seems to the issue Weinstein had with the initial guidance but he had not contemplated 709.1

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**From:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 1:42 PM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Re: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

We should make that change

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 1:33:37 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** FW: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

FYI

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**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 1:03 PM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Fwd: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

Please see email below.

Thank you

**FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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**From:** grigorianann@cox.net <grigorianann@cox.net>

**Sent:** Thursday, August 10, 2023 12:53:55 PM

**To:** SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>

**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>

**Subject:** CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

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- *Rachel Lawless, Confidential Policy Advisor*
- *Cc: Board Members, State Board of Elections*

*I would request acknowledgement of receipt.*

*Thank you.*

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With the SBE meeting fast approaching on August 15<sup>th</sup>, time is of the essence regarding this issue. Thank you for your consideration and I look forward to your response.

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Lawless, Rachel \(ELECT\)](#); [Tyson, Franchelle \(ELECT\)](#)  
**Subject:** RE: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central  
**Date:** Thursday, August 10, 2023 2:21:00 PM

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Yes please

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**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Thursday, August 10, 2023 2:17 PM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Cc:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** RE: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

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**Sent:** Thursday, August 10, 2023 1:03 PM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Fwd: CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

Please see email below.

Thank you

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Thursday, August 10, 2023 12:53:55 PM  
**To:** SBE - INFO, rr (ELECT) <INFO@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** CAP Policy: SBE Policy on the Counting and the Reporting Results of Absentee Ballots from a Central

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Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Brink, Robert \(ELECT\)](#)  
**Subject:** Re: Data Request for Open Portal - Election CVR  
**Date:** Tuesday, January 17, 2023 12:12:32 PM

---

Yes I will plan to call you at 2 p.m. Let me know if that time doesn't work for you. I will be in Senate P&E - will let you know if I run into any issue.

On Tue, Jan 17, 2023 at 7:45 AM Brink, Robert <[robert.brink@elections.virginia.gov](mailto:robert.brink@elections.virginia.gov)> wrote:  
Is there any need to discuss this today?

Thanks --

Bob

**Robert H. Brink**  
**Chairman**  
**Virginia State Board of Elections**

----- Forwarded message -----

**From:** **Tyson, Franchelle** <[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)>  
**Date:** Mon, Jan 16, 2023 at 8:25 AM  
**Subject:** Fwd: Data Request for Open Portal - Election CVR  
**To:** Robert Brink <[Robert.Brink@elections.virginia.gov](mailto:Robert.Brink@elections.virginia.gov)>  
**Cc:** Beals, Susan <[susan.beals@elections.virginia.gov](mailto:susan.beals@elections.virginia.gov)>, Lief, Joshua N. <[JLief@oag.state.va.us](mailto:JLief@oag.state.va.us)>

Good Morning Members of the Board,

Please see the information provided below by Ann Grigorian. She may speak during public comment regarding this matter. Let me know if you have any questions.

Thank you

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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----- Forwarded message -----

From: <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

Date: Sun, Jan 8, 2023 at 11:14 AM

Subject: Data Request for Open Portal - Election CVR

To: <[info@elections.virginia.gov](mailto:info@elections.virginia.gov)>

Cc: Tyson, Franchelle <[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)>, Coles, Ashley <[ashley.coles@elections.virginia.gov](mailto:ashley.coles@elections.virginia.gov)>

Good morning Commissioner Beals,

I am requesting that ELECT implement policy that directs localities to produce an unredacted Cast Vote Record (CVR) and send an electronic copy of the record to the Virginia Office of Data Governance and Analytics (OGDA). Because certification standards require all scanner machines to have the capability to produce a CVR but not all localities possess the necessary software, this policy would only apply when a locality has the means to produce the CVR. Details of this request are contained in the email below that I sent to OGDA in September.

The CVR is a sizable file. Virginia OGDA has said they are willing to house the data and assist any locality with the transfer to their site for public access and analysis. New legislation is not required for the transmission of CVRs. Election records fall under § 2.2-3704 which allows for public records to be open to inspection. Nothing in 1VAC 20-20-20 would prohibit transmission because a CVR contains no sensitive personal information,.

This policy would consolidate access to the data for the public, involve minimal cost, reduce the burden of multiple FOIAs and increase transparency and confidence in any election result. FOIAs are a huge drain on resources for ELECT and the resulting charge to citizens

for records is extreme. For the localities who have purchased the software capable of producing this digital report, the information is already available under FOIA to any member of the public. Virginia Beach provided a CVR for the 2020 election in response to such a FOIA.

Confidence in elections is affected by a lack of first hand access to raw data. Many public concerns surrounding machines could be easily resolved if there was a way for the public to validate election results for themselves. Irregularities can occur for any number of reasons - a legitimate rare anomaly, a machine malfunction, human error or intentional action. Depending on the cause, the remedy might be a procedure regarding settings on machines, additional training to prevent the error in the future or even legislation requiring vendors to meet a minimum standard. Without accurate data, however, the problem is difficult to ascertain and a solution even more difficult to implement. CVRs will provide the requisite data. An unredacted CVR that includes ballot images would verify machine results, ensure sensitivity settings allow for an accurate tally of votes cast and provide any member of the public the transparency currently lacking to instill confidence in our elections. Digital access eliminates the need to procure access to the physical ballots to satisfy the public need for election transparency.

Elections are the people's business – there is very little in the process should be obstructed from public view.

Best regards,

Ann Grigorian

Resident, Commonwealth of Virginia

Cc:

Chairman Brink

Vice-Chairman O'Bannon

Secretary Alvis-Long

Board Member Merricks

Board Member Chiang

---

**From:** odga (GOV) <[odga@governor.virginia.gov](mailto:odga@governor.virginia.gov)>  
**Sent:** Tuesday, September 6, 2022 3:43 PM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** Re: Data Request for Open Portal - Election CVR

Hi Ann,

I sent this request to the Department of Elections and have received this response:

The information being requested is at the local level and not something we have at the Department of Elections. The requested would need to contact individual localities for this information.

Thank you!

---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Thursday, September 1, 2022 6:23 PM  
**To:** odga (GOV) <[odga@governor.virginia.gov](mailto:odga@governor.virginia.gov)>  
**Subject:** Data Request for Open Portal - Election CVR

Hello,

I would like to request that the Cast Vote Records for all Virginia Localities be made available for all elections in the interest of public analysis, research and transparency. I specifically do not want any information that identifies a specific voter. Under current standards, all voting equipment is required to have the ability to produce this report.

Voting System Certification  
Standard  
January 2020

<i>The voting system must create a Cast Vote Record (CVR) defined as, a Permanent record of all votes produced by a single voter whether in electronic, paper or other form, for each ballot for all elections.</i>	I – The voting system must produce a CVR in human-readable format.
<i>The CVR must integrate in a readable format.</i>	I – The voting system can export the CVR to a portable transport media. The voting system must produce a CVR in human-readable format.

[https://www.elections.virginia.gov/media/election-security/Virginia\\_Voting-System-Certification-Standard-FINAL.pdf](https://www.elections.virginia.gov/media/election-security/Virginia_Voting-System-Certification-Standard-FINAL.pdf)

The report is a line by line report, with no ballot images or personal information, showing tabulator ID, time of ballot or batch scan, and scanner ballot read results. There is no personally identifiable information in this report. Again, there are no images required to run this report.

To be clear, I am not requesting a summary report of votes, I am requesting a per-ballot report. This set of information is sometimes known as a "Cast Vote Record" (CVR), "ballot log", or a "summary of ballots".

A CVR is a file, either text or possible excel format, which lists on each line information about one ballot in the order processed. It will contain all of the votes made on that ballot in some fashion.

This allows a data analyst to “replay” the election ballot by ballot to spot unnatural patterns of voting.

I am requesting a text, comma, or tab delimited file, or a text-based report, listing, in the sequence processed by the county, for every ballot.

It will also contain all or some of the following fields. (Fields marked with an asterisk are strongly desired)

- \*CVR Number

- \*Tabulator ID
- Counting Group (or other name – this tells how the vote was cast)
- Batch ID
- \*Precinct ID Ballot Type
- sequential ID
- timestamp
- method of voting (for example: in-person, mail-in, provisional, absentee, "other", etc. – any and all ballots that were tabulated as part of any election, the specific votes contained for all races)

Should any fields not be available, please include the fields which are.

Please note that what does not appear in a Cast Vote Record is any information which would identify the voter.

Thank you for considering my request,

Ann Grigorian

Resident of Virginia

[grigorianann@cox.net](mailto:grigorianann@cox.net)

757-870-5252

--

**FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Lawless, Rachel \(ELECT\)](#)  
**Subject:** Re: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Friday, April 7, 2023 1:46:14 PM

---

Yes. Can you put 15-30 min on the calendar?

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Friday, April 7, 2023 1:17:44 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Cc:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>; Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance

Susan and Ashely:

A constituent has reached out and asked that she receive and update on this item.

Lets review and discuss some time Monday.

Thanks,

Rachel

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Friday, April 7, 2023 1:08 PM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance

Here it is.

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Thursday, April 6, 2023 1:42 PM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Hi Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>. Are you able to provide an update or do I need to submit a request under separate cover to the board?

Thank you,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Wednesday, March 22, 2023 11:24 AM  
**To:** grigorianann@cox.net  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Morning Ann,

I have received your email and forwarded it to the Board Members.

Thank you

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

Virginia Department of Elections  
The Washington Building-Capitol Square  
1100 Bank Street, 1st Floor  
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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Wednesday, March 22, 2023 11:05 AM  
**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

The attached Petition for Rulemaking is submitted for consideration to the Virginia State Board of Elections as provided under 1VAC 20-10-50.

I request the attached petition be distributed to the following board members:

Chairman of the Board – John O’Bannon  
Vice-Chairman of the Board – Rosalyn R. Dance  
Secretary of the Board – Georgia Alvis-Long  
Board Member – Donald W. Merricks  
Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Tyson, Franchelle \(ELECT\)](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Cc:** [Lawless, Rachel \(ELECT\)](#); [Coles, Ashley \(ELECT\)](#)  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Tuesday, May 2, 2023 1:12:57 PM  
**Attachments:** [Ann Grigorian Petition 1VAC20-10-50 5.1 V2.pdf](#)

---

Hello,

I made the changes and attached it below. If you approve I can send it out.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Tuesday, May 2, 2023 12:03 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>; Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Re: Petition to the SBE for Rulemaking - List Maintenance

Susan,

It's on ELECT letterhead do you want the Board's letterhead instead?

Kindly

Get [Outlook for iOS](#)

---

**From:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Sent:** Monday, May 1, 2023 6:14:34 PM

**To:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>; Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Can you put it on general ELECT letterhead and fix the word “purpose” in the second to last paragraph? And then it’s ready to go.

Thank you,  
Susan

---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Monday, May 1, 2023 3:15 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Cc:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>; Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Susan,

Please see the response attached. I have cc'd Franchelle in case you do not have any changes so she can send.

Kindly,

## Ashley Coles

ELECT Policy Analyst

Virginia Department of Elections

1100 Bank St 1st Floor

Richmond, VA 23219

[Ashley.Coles@elections.virginia.gov](mailto:Ashley.Coles@elections.virginia.gov)

804.864.8933 (office)

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**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Lawless, Rachel \(ELECT\)](#); [Coles, Ashley \(ELECT\)](#); [Tyson, Franchelle \(ELECT\)](#)  
**Subject:** Re: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Monday, August 14, 2023 8:53:59 AM

---

Looks good. Thanks for handling this.

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Monday, August 14, 2023 8:39:27 AM  
**To:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>; Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Cc:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

This is approved, minor edit however:

“While the petition...” (get rid of is).

Cc’ing Susan that this is going out, for awareness.

Ann Grigorian,

The Department of Elections has 90 days from the close of the public comment period to provide a final response on Town Hall. While the petition for rulemaking is not on the agenda for the State Board of Elections' August 15 meeting, the Board is aware of the petition. A final response will be posted by the date of the September State Board of Elections meeting.

Kindly,

---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Monday, August 14, 2023 8:32 AM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Cc:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Re: Petition to the SBE for Rulemaking - List Maintenance

Rachel - Please see the proposed response below.

Ann Grigorian,

The Department of Elections has 90 days from the close of the public comment period to provide a final response on Town Hall. While the petition for rulemaking is not on the agenda for the State Board of Elections' August 15 meeting, the Board is aware of the petition. A final response will be posted by the date of the September State Board of Elections meeting.

Kindly,

## Ashley Coles

ELECT Policy Analyst

Virginia Department of Elections

1100 Bank St 1st Floor

Richmond, VA 23219

[Ashley.Coles@elections.virginia.gov](mailto:Ashley.Coles@elections.virginia.gov)

804.864.8933 (office)

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---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>

**Sent:** Tuesday, August 8, 2023 1:53 PM

**To:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>

**Cc:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>

**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance

Please see the email below and let me know what I should respond.

Thank you

## FRANCHELLE TYSON

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)



[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Monday, August 7, 2023 9:07 AM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good morning Franchelle,

Now that the petition has closed, I would like to find out about the final process.

Will the petition be addressed at the next public SBE meeting as an agenda item or is it something that is decided in another manner or venue by the board?

Thank you for your time and assistance on this,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Tuesday, May 23, 2023 1:43 PM  
**To:** grigorianann@cox.net  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Afternoon Ann,

I have received your email and reached out for a response. As soon as then provide me with the information I will reach back out to you.

Thank you  
Have A Great Day!

**FRANCHELLE TYSON**

ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Tuesday, May 23, 2023 11:41 AM  
**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good afternoon Franchelle,

I have a few process questions regarding the petition for rulemaking I recently submitted subject "List of unqualified persons provided to general registrars".

In their response to my Petition for Rulemaking, ELECT says they are in the process of publishing to Town Hall and the Virginia Register. I would request a status update on the posting as I have contacted the Town Hall and they have no record of my petition.

When the petition is published to town hall, will it be open for public comment period prior to the State Board of Election final decision on the petition? If not, will it be placed on the State Board's agenda for discussion and to notify the public of the Board's decision?

Thank you for your assistance,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Sent:** Tuesday, May 2, 2023 3:16 PM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Afternoon Ann,

Thank you for your patience, please see the letter attached.

Kindly,

**FRANCHELLE TYSON**

ELECT Administrative Program Specialist

Phone: [804-864-8919](tel:804-864-8919)

[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

**Sent:** Monday, May 1, 2023 1:25 PM

**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good afternoon Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>.

If I need to place this request directly with the SBE, please let me know so that I can resubmit.

Thank you,

Ann Grigorian

---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

**Sent:** Friday, April 7, 2023 1:59 PM

**To:** 'Tyson, Franchelle (ELECT)' <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>

**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Thank you Franchelle!

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Sent:** Friday, April 7, 2023 1:56 PM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Afternoon Ann,

I am waiting on a response, and I will follow up with you next week.

Thank you  
Have A Great Weekend

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Thursday, April 6, 2023 1:42 PM  
**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Hi Franchelle,

I would like to request a status update on the Petition for Rulemaking – List Maintenance I submitted March 22<sup>nd</sup>. Are you able to provide an update or do I need to submit a request under separate cover to the board?

Thank you,

Ann Grigorian

---

**From:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Sent:** Wednesday, March 22, 2023 11:24 AM  
**To:** [grigorianann@cox.net](mailto:grigorianann@cox.net)  
**Subject:** RE: Petition to the SBE for Rulemaking - List Maintenance

Good Morning Ann,

I have received your email and forwarded it to the Board Members.

Thank you

## **FRANCHELLE TYSON**

ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Wednesday, March 22, 2023 11:05 AM  
**To:** Tyson, Franchelle (ELECT) <[Franchelle.Tyson@elections.virginia.gov](mailto:Franchelle.Tyson@elections.virginia.gov)>  
**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

The attached Petition for Rulemaking is submitted for consideration to the Virginia State Board of Elections as provided under 1VAC 20-10-50.

I request the attached petition be distributed to the following board members:

Chairman of the Board – John O’Bannon  
Vice-Chairman of the Board – Rosalyn R. Dance  
Secretary of the Board – Georgia Alvis-Long

Board Member – Donald W. Merricks  
Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian  
Resident, Commonwealth of Virginia

**From:** [Alvis-long, Georgia \(ELECT\)](#)  
**To:** [Tyson, Franchelle \(ELECT\)](#)  
**Subject:** Re: Petition to the SBE for Rulemaking - List Maintenance  
**Date:** Wednesday, March 22, 2023 2:49:19 PM

---

Hi Franchelle.

Thanks for sending this to me.

Georgia

---

**From:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Sent:** Wednesday, March 22, 2023 11:49 AM  
**To:** Obannon, John (ELECT) <John.OBannon@elections.virginia.gov>  
**Cc:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Lief, Joshua N. <JLief@oag.state.va.us>; Andrews, Travis S. (tandrews@oag.state.va.us) <tandrews@oag.state.va.us>  
**Subject:** FW: Petition to the SBE for Rulemaking - List Maintenance

Good Morning Members of the Board,

Please see the information attached.

Thank you

**FRANCHELLE TYSON**  
ELECT Administrative Program Specialist  
Phone: [804-864-8919](tel:804-864-8919)  
[franchelle.tyson@elections.virginia.gov](mailto:franchelle.tyson@elections.virginia.gov)

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---

**From:** grigorianann@cox.net <grigorianann@cox.net>  
**Sent:** Wednesday, March 22, 2023 11:05 AM  
**To:** Tyson, Franchelle (ELECT) <Franchelle.Tyson@elections.virginia.gov>  
**Subject:** Petition to the SBE for Rulemaking - List Maintenance

Good morning,

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I request the attached petition be distributed to the following board members:

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Vice-Chairman of the Board – Rosalyn R. Dance

Secretary of the Board – Georgia Alvis-Long

Board Member – Donald W. Merricks

Board Member - Matthew Weinstein

An acknowledgement of receipt is requested.

Thank you,

Ann Grigorian

Resident, Commonwealth of Virginia



**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Coles, Ashley \(ELECT\)](#)  
**Subject:** Re: Two year vacant position at ELECT - Chief Deputy Commissioner  
**Date:** Wednesday, July 26, 2023 5:00:30 PM

---

Perfect. Can you add my signature? Audrey has it if you don't.

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Wednesday, July 26, 2023 4:29:25 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** Fw: Two year vacant position at ELECT - Chief Deputy Commissioner

Susan,

Please see the draft letter attached for your review.

Kindly,

## Ashley Coles

ELECT Policy Analyst  
Virginia Department of Elections  
1100 Bank St 1st Floor  
Richmond, VA 23219  
[Ashley.Coles@elections.virginia.gov](mailto:Ashley.Coles@elections.virginia.gov)  
804.864.8933 (office)

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---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Wednesday, July 26, 2023 10:22 AM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Re: Two year vacant position at ELECT - Chief Deputy Commissioner

Rachel,

Please see the letter attached. I can send to Susan if you're good.

## Ashley Coles

ELECT Policy Analyst  
Virginia Department of Elections  
1100 Bank St 1st Floor  
Richmond, VA 23219  
[Ashley.Coles@elections.virginia.gov](mailto:Ashley.Coles@elections.virginia.gov)  
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---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Monday, July 24, 2023 5:07 PM  
**To:** Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>; Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Subject:** Fwd: Two year vacant position at ELECT - Chief Deputy Commissioner

We can discuss this tomorrow.  
Get [Outlook for iOS](#)

---

**From:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Sent:** Monday, July 24, 2023 4:22:53 PM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Fwd: Two year vacant position at ELECT - Chief Deputy Commissioner

Rachel,

Can you have someone on your team draft a response for Ms. Grigorian?

Thank you,  
Susan

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Warf, Carl (GOV) <Carl.Warf@governor.virginia.gov>

**Sent:** Monday, July 24, 2023 12:07:04 PM

**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>

**Subject:** FW: Two year vacant position at ELECT - Chief Deputy Commissioner

FYSA.

Carl Warf, MPA

Executive Assistant to Secretary of Administration Lyn McDermid

Office of Governor Glenn Youngkin

Patrick Henry Building

1111 E. Broad Street

Richmond, VA 23219

Carl.Warf@governor.virginia.gov

Cell: (804) 971-3057

---

**From:** Governor Youngkin (GOV) <Glenn.Youngkin@governor.virginia.gov>

**Sent:** Monday, July 24, 2023 12:01 PM

**To:** Warf, Carl (GOV) <Carl.Warf@governor.virginia.gov>

**Subject:** FW: Two year vacant position at ELECT - Chief Deputy Commissioner

---

**From:** grigorianann@cox.net <grigorianann@cox.net>

**Sent:** Monday, July 24, 2023 11:57 AM

**To:** Governor Youngkin (GOV) <Glenn.Youngkin@governor.virginia.gov>

**Cc:** Administration (GOV) <Administration@governor.virginia.gov>; Anderson, Richard L. <Rich@RichAnderson.com>

**Subject:** RE: Two year vacant position at ELECT - Chief Deputy Commissioner

Good morning Governor Youngkin,

I would like to request a confirmation of receipt for my email correspondence below dated July 10, 2023.

Please note that a request has been requested.

Thank you,

Ann Grigorian

Resident, Commonwealth of Virginia

---

**From:** grigorianann@cox.net <grigorianann@cox.net>

**Sent:** Monday, July 10, 2023 1:37 PM

**To:** 'glenn.youngkin@governor.virginia.gov' <glenn.youngkin@governor.virginia.gov>

**Cc:** 'administration@governor.virginia.gov' <administration@governor.virginia.gov>;  
'Rich@RichAnderson.com' <Rich@RichAnderson.com>

**Subject:** Two year vacant position at ELECT - Chief Deputy Commissioner

Dear Governor Youngkin,

A recent organizational chart shows that the position of Chief Deputy Commissioner at ELECT remains vacant two years into your administration. This position is a political appointment and previously held by Jessica Bowman (appointed by Governor Northam) until December of 2020.

I would like to understand why, during this tenuous time for Election Integrity, there has not been an appointment of a qualified candidates to fill this role. It has now been vacant for two years.

Virginians need EVERY voice pulling the cart for Election Integrity. Most important in this endeavor is filling every hole with a well-qualified, shovel-ready candidate to make sure our election process remains on solid ground. I struggle to understand how this important position, which sits at the heart of our election process, remains vacant two years into this administration.

This wasted opportunity demonstrates a serious lack of commitment to an issue that is important to a vast majority of constituents who invested time, money and votes to gain a Republican Executive in Virginia.

Thank you for your time and I look forward to your response on my concern regarding this vacancy.

Ann Grigorian

**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Coles, Ashley \(ELECT\)](#); [Lawless, Rachel \(ELECT\)](#); [Koski, Steven \(ELECT\)](#)  
**Subject:** RE: Urgent request for Amendment to HB 1948  
**Date:** Tuesday, March 21, 2023 9:20:58 AM

---

Governor's office wants us to go ahead and draft an amendment. Can we meet today to discuss?  
Rachel – can you set something up?

---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Tuesday, March 21, 2023 8:53 AM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>; Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>  
**Subject:** Re: Urgent request for Amendment to HB 1948

Voter ID\* is expressly listed. Sorry for the typo.

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---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Tuesday, March 21, 2023 8:51:41 AM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>; Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>  
**Subject:** Re: Urgent request for Amendment to HB 1948

Hi everyone,

PII is expressly listed in the Administrative Code as not sensitive PII (1VAC20-20-20). Additionally, individuals are also required to provide their DOB as a result of this bill which we also provide on some client services lists. Therefore, we'd realistically have to remove both data points, not just voter ID, if we feel this information should now be restricted as a result of this bill. We'd also have to amend the above regulation.

With that said, I'm not sure this bill specifically creates a need to consider voter ID as sensitive PII. Requiring someone to provide their DOB and unique identifier is still more secure than the witness signature, and only specific entities are authorized to obtain that information on client services lists. Therefore, all of the elements needed to submit an absentee ballot are not widely available to the public. If access to PII is a concern for leadership, DOB is already considered as sensitive PII. Therefore, if we removed that from client services lists (at least removing day and month) then no one would have access to the complete information required in this bill and voter ID in and of itself poses no additional risk.

Kindly,

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---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Tuesday, March 21, 2023 7:58:54 AM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>; Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Subject:** RE: Urgent request for Amendment to HB 1948

If the Governor did want to provide an amendment, I would recommend giving voters the option of adding the last four of the social security number or witness signature. Senator Ebbin proposed a similar [bill](#) during the 2022 legislative session. I'm not sure he would want to go that route, however. The Department also wrote a report to the GA, published in 2021, that discusses this topic. They may review it [here](#). At some point, a driver's license number was also tossed around as another unique identifier but I'm not sure GR's have access to that information, it would require coordination with the DMV and a VERIS change as far as I know.

Given the use of the Voter ID in this capacity, should we now redact this from any voter list as it now functions as a sort of PII? This may be a question for Ashley.

If there is movement on this, we can let the ERS folks to hold on any new envelope design.

Rachel

---

**From:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Sent:** Monday, March 20, 2023 5:42 PM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>; Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>; Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Subject:** Fwd: Urgent request for Amendment to HB 1948

Just FYI

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Chris Marston <chris@virginia.gop>  
**Sent:** Monday, March 20, 2023 5:38:27 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** Fwd: Urgent request for Amendment to HB 1948

Wanted you to be aware of this correspondence sent by a Republican activist to the Governor.

Thanks  
Chris

----- Forwarded message -----

From: <[grigorianann@cox.net](mailto:grigorianann@cox.net)>

Date: Mon, Mar 20, 2023 at 3:38 PM

Subject: Urgent request for Amendment to HB 1948

To: <[glenn.youngkin@governor.virginia.gov](mailto:glenn.youngkin@governor.virginia.gov)>

Cc: Amanda Batten <[DelABatten@house.virginia.gov](mailto:DelABatten@house.virginia.gov)>, Chris Marston <[chris@virginia.gop](mailto:chris@virginia.gop)>

Dear Governor Youngkin,

I urgently request a Governor's amendment to clarify the language in HB 1948. As currently written, HB 1948 would allow the voter a choice of providing the last four of their social security number OR the unique identification number assigned by the Department of Elections (more commonly known as a voter ID) as material information to verify mail-in ballots. In the Senate committee this session, it was clearly discussed that this option should only apply to that small segment of the registered voters who have affirmed on their registration that they have never been assigned a social security number.

The unique registration numbers (Voter ID) assigned to registered voters is widely available with the purchase of voter registration lists. Without clarification, the text of the current legislation allows a choice for all voters to use their publicly available voter registration ID number instead of the last four of their Social Security Number on mail-in absentee ballot envelopes.

Rather than the voter ID substitution being limited in scope to the fewer than 400 Virginia voters who lack a social security number, the current text allows for widespread usage that would threaten the usefulness of material information provided for the validation of mail-in absentee ballots and compromise the integrity of mail-in ballots..

I urgently request your consideration of an amendment to add clarifying language to the effect of the below proposed in red:

[§24.2-702.1](#). Federal write-in absentee ballots.

B . "...For purposes of this section, the unique identifier assigned to the voter in the voter registration system pursuant to subdivision A 1 of [§24.2-404](#) shall be accepted in place of the last four digits of the voter's social security number **for those voters whose registration includes a statement of affirmation that they have never been issued a Social Security Number.**"

[§24.2-706](#). Duty of general registrar on receipt of application; statement of voter.

C (2) “...For purposes of properly completing this statement, the unique identifier assigned to the voter in the voter registration system pursuant to subdivision A 1 of [§24.2-404](#) shall be accepted in place of the last four digits of the voter's social security number ***for those voters whose registration includes a statement of affirmation that they have never been issued a Social Security Number.***”

Thank you for your prompt time and attention to this most urgent matter.

Regards,

Ann Grigorian  
Resident, Commonwealth of Virginia



**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Koski, Steven \(ELECT\)](#)  
**Subject:** RE: Urgent request for Amendment to HB 1948  
**Date:** Wednesday, March 22, 2023 3:18:44 PM

---

Can you please come in my office?

---

**From:** Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>  
**Sent:** Wednesday, March 22, 2023 3:17 PM  
**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>; Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Subject:** Re: Urgent request for Amendment to HB 1948

Hi Susan,

Here is a draft of the amendments to HB 1948.

Thanks,  
Steve

--  
Steven L. Koski  
Policy Analyst  
Department of Elections  
[steve.koski@elections.virginia.gov](mailto:steve.koski@elections.virginia.gov)  
(O) 804-864-8948  
(C) 804 401 7495

---

**From:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Sent:** Tuesday, March 21, 2023 9:20 AM  
**To:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>; Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>; Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>  
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---

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**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>; Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>; Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>  
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**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>; Koski, Steven (ELECT) <Steve.Koski@elections.virginia.gov>; Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
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Just FYI

Susan Beals  
Commissioner  
Virginia Department of Elections

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**To:** Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** Fwd: Urgent request for Amendment to HB 1948

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Subject: Urgent request for Amendment to HB 1948  
To: <[glenn.youngkin@governor.virginia.gov](mailto:glenn.youngkin@governor.virginia.gov)>  
Cc: Amanda Batten <[DelABatten@house.virginia.gov](mailto:DelABatten@house.virginia.gov)>, Chris Marston <chris@virginia.gop>

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[§24.2-706](#). Duty of general registrar on receipt of application; statement of voter.

C (2) *“...For purposes of properly completing this statement, the unique identifier assigned to the voter in the voter registration system pursuant to subdivision A 1 of [§24.2-404](#) shall be accepted in place of the last four digits of the voter's social security number **for those voters whose registration includes a statement of affirmation that they have never been issued a Social Security Number.**”*

Thank you for your prompt time and attention to this most urgent matter.

Regards,

Ann Grigorian

Resident, Commonwealth of Virginia

**From:** [Ned Jones](#)  
**To:** [Beals, Susan \(ELECT\)](#)  
**Subject:** Re: USPS Workshop - Thursday @ 11 AM  
**Date:** Tuesday, July 18, 2023 3:19:25 PM

---

Dear Ms. Beals,

Thank you so much for getting back to me.

We have a VBM/USPS National Working Group, with over 400 members, that meets by Zoom every other week. The USPS is the largest "Precinct" in our elections and there is no citizen observation like any other precinct. The lack of transparency by the USPS contributes to the lack of trust in their Election Mail System. At the same time, the USPS has partnered with many Left-wing activists and Left-wing organizations who have a major influence on their Election Mail System.

I know Dan Bentley and Lisa Del Rio, and their workshop is an opportunity for interested citizens to learn more about the USPS Election Mail System. What is the harm in inviting a few citizens to the workshop?

Transparency builds trust and confidence!

Ned Jones  
Deputy Director  
Election Integrity Network  
Virginia Institute for Public Policy  
804-337-9966  
[whoscounting.us](http://whoscounting.us)

On Tue, Jul 18, 2023 at 2:52 PM Beals, Susan (ELECT)  
<[Susan.Beals@elections.virginia.gov](mailto:Susan.Beals@elections.virginia.gov)> wrote:

Mr. Jones,

Officials from the USPS will provide a presentation to General Registrars at their statutorily-required annual training. This event is not open to the public.

Thank you,

Susan Beals

Commissioner

Virginia Department of Elections

---

**From:** Ned Jones <ned@electionintegrity.network>  
**Sent:** Tuesday, July 18, 2023 9:03 AM  
**To:** Beals, Susan (ELECT) <[Susan.Beals@elections.virginia.gov](mailto:Susan.Beals@elections.virginia.gov)>  
**Subject:** USPS Workshop - Thursday @ 11 AM

Dear Ms. Beals,

USPS Election Mail Officials are having a workshop with ELECT on Thursday.

I'd like to attend. Please send me the details.

Thank you.

Ned Jones

Deputy Director

Election Integrity Network

Virginia Institute for Public Policy

804-337-9966

[whoscounting.us](http://whoscounting.us)

**From:** [Beals, Susan \(ELECT\)](#)  
**To:** [Coles, Ashley \(ELECT\)](#); [Lawless, Rachel \(ELECT\)](#)  
**Subject:** Re: [EXTERNAL] List Maintenance Juror List to Court  
**Date:** Tuesday, February 21, 2023 4:03:43 PM

---

Please tell him to wait a minute...we are researching it.

Susan Beals  
Commissioner  
Virginia Department of Elections

---

**From:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>  
**Sent:** Tuesday, February 21, 2023 4:02:35 PM  
**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>; Beals, Susan (ELECT) <Susan.Beals@elections.virginia.gov>  
**Subject:** Re: [EXTERNAL] List Maintenance Juror List to Court

Is anyone responding to Walt? It seems like he wants some guidance.

My answer is, the list maintenance process regarding non-citizens is strictly governed by 24.2-427. This does not provide any statutory authority to utilize jury questionnaire responses for list maintenance purposes.

Kindly,

## Ashley Coles

ELECT Policy Analyst  
Virginia Department of Elections  
1100 Bank St 1st Floor  
Richmond, VA 23219  
[Ashley.Coles@elections.virginia.gov](mailto:Ashley.Coles@elections.virginia.gov)  
804.864.8933 (office)

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---

**From:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>  
**Sent:** Tuesday, February 21, 2023 3:23 PM  
**To:** Coles, Ashley (ELECT) <Ashley.Coles@elections.virginia.gov>; Beals, Susan (ELECT)

<Susan.Beals@elections.virginia.gov>

**Subject:** Fw: [EXTERNAL] List Maintenance Juror List to Court

FYI

Rachel A. Lawless  
Confidential Policy Advisor  
1100 Bank Street, 1<sup>st</sup> Floor  
Richmond, VA 23223  
(M)804-762-2487

---

**From:** Saunders, Paul (ELECT) <Paul.Saunders@elections.virginia.gov>

**Sent:** Tuesday, February 21, 2023 3:13 PM

**To:** Lawless, Rachel (ELECT) <Rachel.Lawless@elections.virginia.gov>

**Subject:** FW: [EXTERNAL] List Maintenance Juror List to Court

## Paul G. Saunders, III

Elections and Registration Services Supervisor  
Virginia Department of Elections  
1100 Bank St 1st Floor  
Richmond, VA 23219  
804.864.8922  
[elections.virginia.gov](https://elections.virginia.gov)

### *Department of Elections Email Disclaimer*

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---

**From:** Latham, Walt <walt.latham@yorkcounty.gov>

**Sent:** Tuesday, February 21, 2023 2:45 PM

**To:** Saunders, Paul (ELECT) <Paul.Saunders@elections.virginia.gov>; Election Administration (ELECT) <ea@elections.virginia.gov>

**Subject:** FW: [EXTERNAL] List Maintenance Juror List to Court

Good afternoon –

Ms. Grigorian has followed up and asked whether I had gotten a response to my question, and I'm about to email her that I have not received any yet. I thought I would go ahead and contact you all first.

We looked online, and I couldn't find any history of getting guidance from the Department on



this issue.

Thank you for your help with this.

Walt

WALTER T. LATHAM, JR.  
State-Certified General Registrar  
General Registrar and Director of Elections  
County of York, Virginia

Mailing Address:

PO Box 451  
Yorktown, VA 23690

Physical Address:

Washington Sq. Shopping Center  
5322 Geo. Wash. Mem. Hwy.  
Yorktown, VA 23692

Telephone: 757-890-3440

Website: <http://www.yorkcounty.gov/voting>

---

**From:** Latham, Walt **On Behalf Of** - Registrar's Office  
**Sent:** Monday, February 6, 2023 2:42 PM  
**To:** 'Alex Nichols' <[alex.nichols@elections.virginia.gov](mailto:alex.nichols@elections.virginia.gov)>  
**Subject:** FW: [EXTERNAL] List Maintenance Juror List to Court

Alex,

Is there any guidance about using jury selection list info? It is my understanding that it may not be legal, so we have not been doing it here. I also believe that previous efforts to change the law to allow this have failed, so I'm wary of going down this path absent clear guidance. Also, Heather in our office believes there was previous guidance that we are not allowed to use this information. Finally, it is my understanding that the Code doesn't provide for us to get copies of these lists from our Clerk.

Thank you for any help you can provide.

Walt

WALTER T. LATHAM, JR.  
State-Certified General Registrar  
General Registrar and Director of Elections  
County of York, Virginia

Mailing Address:

PO Box 451  
Yorktown, VA 23690

Physical Address:

Washington Sq. Shopping Center  
5322 Geo. Wash. Mem. Hwy.  
Yorktown, VA 23692

Telephone: 757-890-3440

Website: <http://www.yorkcounty.gov/voting>

---

**From:** [grigorianann@cox.net](mailto:grigorianann@cox.net) <[grigorianann@cox.net](mailto:grigorianann@cox.net)>  
**Sent:** Monday, February 6, 2023 2:34 PM  
**To:** - Registrar's Office <[registrar@yorkcounty.gov](mailto:registrar@yorkcounty.gov)>  
**Subject:** [EXTERNAL] List Maintenance Juror List to Court

Good Afternoon,

I have a question regarding list maintenance and the list of registered voter sent by ELECT to the courts of the Commonwealth twice per year under §24.2 – 405 (A)(vi) for jury selection purposes.

Is there a policy or guidance from ELECT that, for the purpose of list maintenance, directs or allows for the Commonwealth Attorney to report back to either the local registrar or ELECT when a person on the provided registered voter list is disqualified for Juror duty due to non-citizen status?

If there is such a policy, I would request the relevant code and/or copy of current guidance related to this action.

Thank you,

Ann Grigorian  
Resident, York County VA

---

**WARNING: This email originated outside York County's email servers. Please verify the sender's identity, and use caution when clicking any links or opening any attachments.**

August 15, 2023

Virginia Department of Elections  
ATTN: Commissioner Beals  
1100 Bank Street  
Richmond, Virginia 23219

RE: Update on SAVE Program, ELECT Letter Dated March 2, 2023

Dear Commissioner Beals,

Thank you for the March 2, 2023 update on the Systematic Alien Verification for Entitlements (SAVE) program. It is encouraging that major portions of the requirements to use SAVE have finally been implemented. Unfortunately, ELECT's response also raises a concern of continued misapplication of Virginia law and of being in violation of DHS-USCIS agreement requirements. Namely, absent self-declaration of noncitizenship, Virginia law requires ELECT to conduct a SAVE verification separate and apart from DMV SAVE verification prior to disqualifying a voter registration based on citizenship status.

The 2020 General Assembly removed restrictions that existed under § 24.1-410.1 (A) that prohibited DMV from offering voter registration to customers who conducted transactions using noncitizen documents.<sup>1</sup> DMV is designated as a pass-through agency and lacks any mandate to verify citizenship for the purpose of voter registration. For these reasons, it is imperative that noncitizen information provided by DMV other than self-declaration must undergo independent verification by ELECT as prescribed under law prior to entering the voter registration cancellation process.

Virginia § 24.2-404 (4)(v) references two **distinct** types of noncitizen information that require general registrars to delete the record of a registered voter:

1. DMV Report of noncitizen indicating persons who **self-declare** as a noncitizen by marking "NO" on any application for any document (§ 24.2-410.1), or;
2. **ELECT performing a SAVE Verification of citizenship using the document number information provided by the DMV** of persons using noncitizen documents as required under §46.2 – 328.1(E).

Virginia law makes clear that in the absence of self-declared noncitizenship, ELECT must utilize the SAVE verification process prior to removal of a registered voter found to be disqualified based on citizenship status.

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<sup>1</sup><https://lis.virginia.gov/cgi-bin/legp604.exe?201+ful+CHAP0908+hil>

ELECT's correspondence dated March 2, 2023 raises the following points of concern:

***“Since DMV is already conducting SAVE verification on individuals who appear on the noncitizen list transferred to ELECT, conducting another SAVE verification on the individuals would be a duplicative effort.”***

CONCERN: SAVES verification obtained by one state agency cannot be utilized by another state agency for their own purpose.

- ELECT is conflating the requirement for DMV to provide non-citizen document numbers with the SAVE verification process itself. If DMV first does a verification on the document number for its own purpose, it does not relieve ELECT from the requirement to conduct its own SAVE verification as required under law. To classify a SAVE verification conducted by ELECT as a “duplicative effort” is a mischaracterization.
- DHS-USCIS requires each state agency to obtain an authorization and agreement which limits information provided by the SAVE program for the exclusive purpose authorized in the agreement.
- Virginia Code § 24.2-410.1(B) makes clear the DMV has no responsibility to verify a claim of citizenship for the purpose of voter registration: *“For the purposes of this section, the Department of Motor Vehicles is not responsible for verifying the claim of any applicant who indicates United States citizen status when applying for any document, or renewal thereof”* (Emphasis added).
- Article 4.1 of the data sharing agreement between DMV and ELECT (dtd March 15, 2021) expressly states: *“DMV serves as a pass-through agency by collecting information from the customer’s DMV record”* (Emphasis added).

***“Individuals who have had SAVE verification completed, appear on the monthly DMV noncitizen list, and appear on the voter roll receive a confirmation notice as part of the monthly list maintenance process.”***

CONCERN: ELECT improperly inserts into the process a restriction on noncitizen data that exceeds requirements under Virginia law.

- ELECT is an independent agency and operates under Federal and State laws specific to its mission. ELECT should not rely on a verification process of another agency (DMV) in order to comply with its own mandate.
- According to §46.2-328.1 (E) *“...any applicant who presents a document pursuant to this section proving legal presence other than citizenship, the Department shall record and provide to the State Board of Elections monthly the applicant's document number, if any, issued by an agency or court of the United States government.”* The law does not require, nor should ELECT impose, a pre-qualification process that document numbers undergo a SAVE verification by DMV as a determinative factor in their transmission to ELECT.
- The additional qualifier that only document numbers that have completed DMV SAVE verification will be transmitted to ELECT unlawfully restricts the transmission of all noncitizen document numbers as required under § 46.2-328.1 (E).

***“Since ELECT will receive this information and has already entered a Memorandum of Agreement with DHS-USCIS and completed the necessary SAVE training, it will have the capability to run SAVE verification on individuals in instances where ELECT is dissatisfied with the results from DMV and determines that individuals who appear on the noncitizen list should have SAVE verification re-run.”***

CONCERN: The SAVE program is not meant to be backwards looking.

- Were ELECT to rely on SAVE verification performed by another agency (DMV), for a different purpose and at a different time, it risks ignoring the possibility that the citizenship status of the voter has changed in the interim.
- SAVE verification occurs in real time and is specific to the requirements of each agency. For ELECT, that purpose is to decide whether a person meets the voter citizenship qualification.
- Re-using SAVE verification data provided by the Department of Motor Vehicles would require ELECT to decide voter qualification based on information provided by an individual to another agency for another purpose in the past.

***“The SBE amended IVAC20-40-70 to account for the use of SAVE.”***

CONCERN: Legislative Mandate 517 under Chapter 686 (2013) has a current status listed on Virginia Town Hall as overdue. <sup>2</sup>

- Virginia § 24.4-404 (E) requires that *“The State Board shall promulgate rules and regulations governing the use of the immigration status and citizenship status information received from the SAVE Program”*. This mandate remains unfilled.
- Beyond the legislative mandate, a lack of clear policy and directive on performing a SAVE verification is a disservice to the integrity of Virginia’s election process and creates a lack of information for those who are tasked with implementing it.
- The parameters of non-citizen document number data retention , handling of case details in support of cancellation, specific notification required under DHS-USCIS agreement but not outlined under law and the SAVE process itself should receive careful detail in policy to avoid improper application and provide legacy knowledge.
- A recent briefing by ELECT highlighted the importance of including all system requirements in the initial contract for Virginia’s new voter registration system with the Canton Group. It was noted that changes made after the fact will be costly to the taxpayers of Virginia. Creation of specific policy will provide an important opportunity to include the correct requirements for SAVE verification in the upcoming VERIS replacement system.

Federal restrictions on documentary proof of citizenship complicate the task of ensuring only qualified citizens exist on Virginia’s voter rolls. The importance of having a system to verify citizenship is evidenced by the 2,771 noncitizen voters who were able to register to vote and then had to be removed from Virginia’s voter lists in 2022. The Supreme Court has made clear by its

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<sup>2</sup> <https://www.townhall.virginia.gov/L/ViewMandate.cfm?mandateId=517>

decision in Inter-Tribal that this restriction does not prohibit states from utilizing citizenship information otherwise obtained and in its possession. Along with self-declaration, document numbers of legally present noncitizens provided by the DMV is one such source of information. The check and balance that the SAVE program offers on affirmation of citizenship plays an important role in list maintenance.

I request ELECT revise the policy and process of SAVE verification for voter registration. ELECT is mandated to make every effort to maintain accurate voter lists. Currently, the process as described in the March 2, 2023 correspondence does not comply with Virginia law, violates the terms and conditions of agreements with DHS-USCIS and continues to lack policy and procedure required by legislative mandate 517. Non-compliance with SAVE verification requirements prior to cancellation of voting registration exposes ELECT to litigation and added expense of changes to the new voter registration system after implementation. It also fails to adhere to the intent of the SAVE program which is to ensure that no voter is unjustly removed or unduly retained on Virginia's list of qualified voters.

Thank you for your consideration and I look forward to your response.

Respectfully,



Ann Grigorian  
Resident, Commonwealth of Virginia

Attachment:  
Relevant Reference Code and Notes

cc: Members, State Board of Elections

## RELEVANT CODE REFERENCE and NOTES:

- § 24.2-410.1 (A) In 2020, HB 235 changed the code to allow customers the opportunity to vote even if the customer indicates non-citizen status or uses non-citizen documentation to conduct business at the DMV.

A. The Department of Motor Vehicles shall include on the application for a driver's license, commercial driver's license, temporary driver's permit, learner's permit, motorcycle learner's permit, special identification card, or renewal thereof issued pursuant to the provisions of Chapter 3 (3 [46.2-300](#) et seq.) of Title 46.2, ~~as a predicate to offering a voter registration application pursuant to 3 [24.2-411.1](#),~~ a statement asking the applicant if he is a United States citizen. ~~If the applicant indicates a noncitizen status, the Department of Motor Vehicles shall not offer that applicant the opportunity to apply for voter registration. If the applicant indicates that he is a United States citizen and that he wishes to register to vote or change his voter registration address, the statement that he is a United States citizen shall become part of the voter registration application offered to the applicant.~~ Information on citizenship status shall not be a determinative factor for the issuance of any document pursuant to the provisions of Chapter 3 (3 [46.2-300](#) et seq.) of Title 46.2.

- § 24.2 – 404 and § 24.2-427 make clear the two distinct types of noncitizen information that allow for cancellation of a voter registration based on citizenship:

§ 24.2-404 (4)(v): *“Require the general registrars to delete from the record of registered voters the name of any voter who... (v) is known not to be a United States citizen by reason of reports from the Department of Motor Vehicles pursuant to § 24.2-410.1 **or** from the Department of Elections based on information received from the Systematic Alien Verification for Entitlements Program (SAVE Program) pursuant to subsection E...”*

§ 24.2-427 (B)(iii): *“The general registrar shall promptly cancel the registration of ... (iii) all persons known by him not to be United States citizens by reason of reports from the Department of Motor Vehicles pursuant to § 24.2-410.1 **or** from the Department of Elections based on information received from the Systematic Alien Verification for Entitlements Program (SAVE Program) pursuant to subsection E of § 24.2-404 and in accordance with the requirements of subsection C...(Emphasis Added)”*

§24.2-427 (C): *“The general registrar shall mail notice promptly to all persons known by him not to be United States citizens by reason of a report from the Department of Motor Vehicles pursuant to § 24.2-410.1 **or** from the Department of Elections based on information received from the Systematic Alien Verification for Entitlements Program (SAVE Program) pursuant to subsection E of § 24.2-404 prior to cancelling their registrations. The notice shall inform the person of the report from the Department of Motor Vehicles **or** from the Department of Elections and allow the person to submit his sworn statement that he is a United States citizen within 14 days of the date that the notice was mailed. The general registrar shall cancel the registrations of such persons who do not respond within 14 days to the notice that they have been reported not to be United States citizens. (Emphasis Added)*

- §24.2-410.1 provides reporting to ELECT the information obtained from the registrant themselves indicating noncitizenship (self-declared):

*A. **The Department of Motor Vehicles shall include** on the application for any document, or renewal thereof, issued pursuant to the provisions of Chapter 3 (§ [46.2-300](#) et seq.) of Title 46.2 **a statement asking the applicant if he is a United States citizen.** Information on citizenship status shall not be a determinative factor for the issuance of any document pursuant to the provisions of Chapter 3 (§ [46.2-300](#) et seq.) of Title 46.2.*

*The Department of Motor Vehicles shall furnish monthly to the Department of Elections **a complete list of all persons who have indicated a noncitizen status** to the Department of Motor Vehicles in obtaining any document, or renewal thereof, issued pursuant to the provisions of Chapter 3 (§ [46.2-300](#) et seq.) of Title 46.2.*

*B. For the purposes of this section, **the Department of Motor Vehicles is not responsible for verifying the claim of any applicant who indicates United States citizen status** when applying for any document, or renewal thereof, issued pursuant to the provisions of Chapter 3 (§ [46.2-300](#) et seq.) of Title 46.2.*

- §46.2-328.1 (E) provides reporting to ELECT all noncitizen document numbers regardless of declared citizenship status

*(E): “For any applicant who presents a document pursuant to this section proving legal presence other than citizenship, the **Department shall record and provide to the State Board of Elections monthly the applicant's document number, if any, issued by an agency or court of the United States government.**”*

- § 24.2-404 (E) Duties of Department of Elections requires rules and regulations for the SAVE Program. Legislative mandate is overdue and remain unfilled according to the Virginia Town Hall.

*(E): “...The State Board **shall promulgate rules and regulations** governing the use of the immigration status and citizenship status information received from the SAVE Program.”*

1VAC20-40-70 (E) “Persons identified as noncitizens in reports from the Department of Motor Vehicles or other state or federal government sources shall have the opportunity to affirm United States citizenship status using any approved voter registration application or other form containing the required affirmation. The State Board of Elections shall automate the process for requesting affirmation of United States citizenship prior to cancellation.”