

R. I. STATE BOARD OF ELECTIONS
MINUTES OF MEETING
April 21, 2010

The Rhode Island State Board of Elections convened at 4:05 PM, a quorum included Chairman John Daluz, Vice Chairman Frank Rego, Commissioners Richard DuBois, Martin Joyce, and Richard Pierce, William West. Commissioner Joyce excused himself from the meeting and didn't participate in calendar items 4 thru 7. Executive Director Robert Kando and BOE Counselor Raymond Marcaccio were also in attendance.

First order of business: Commissioner Joyce moved to approve the minutes of the March 24, 2010 meeting seconded by Vice Chairman Rego and passed unanimously.

Next order of business: Appeal by Pedro J. Espinal of campaign finance fines (\$3,635.00) issued pursuant to R.I.G.L. 17-25. Director of Campaign Finance address the Board regarding the Campaign finance fines for Mr. Espinal. After Mr. Espinal addressed the board, Vice Chairman Rego motioned to order Mr. Espinal to pay \$750 of the \$3,636.00 with a payment plan to be set up with the Campaign Finance Dept. with a stipulation that if Mr. Espinal defaults on the payment schedule all monies is due immediately. The motion was second by Commissioner Pierce and passed unanimously.

Next order of business: Hearing on a complaint filed by Mr. James M. Mageau regarding the membership of the Charlestown Democratic Committee. Mr. Mageau was represented by Attorney John Bevilacqua, Sr. and Attorney Lynette Labinger. Tom Ferrio, Deborah Carney, Will Collette, Frank Glista, respondents, appeared on their own behalf. After a brief discussion with the Board, Commissioner West motioned to suspend the hearing on this matter until May 5, 2010 to give both parties time to prepare the necessary documents. The motion was seconded by Commissioner Peirce and passed unanimously.

Next order of business: Hearing on Rules and Regulations for Voter Registration. No members of the public were present to speak on this matter, and after a brief discussion, Commissioner West moved to adopt the Voter Registration rules and regulations. The motion was seconded by Commissioner Pierce and passed unanimously.

Next order of business: Hearing on Rules and Regulations Declaration for Candidacy-Multiple Declarations. No members of the public were present to speak on this matter. Executive Director Robert Kando addressed the board and provided each Board Member with a copy of a letter from Steven Brown, Executive Director of the American Civil Liberties Union regarding his concerns for this regulation. After a brief discussion, Commissioner Pierce moved to adopt the rule and regulation for Declaration of Candidacy-Multiple Declarations. The motion seconded by Commissioner DuBois and passed unanimously.

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Next order of business: Hearing on Rules and Regulations for Contributions and Expenditures Reporting Requirements. No members of the public were present to speak on this matter, and after a brief discussion, Commissioner West moved to adopt the Contributions and Expenditures Reporting Requirements, seconded by Vice Chairman Rego and passed unanimously.

Next order of business: Vote on an advisory opinion request related to payment of attorney's fees related to officeholder activities from campaign finance accounts. Commissioner Rego recused himself from participating in this advisory request. After a brief discussion, Commissioner West moved to adopt the advisory opinion. The motion seconded by Commissioner Pierce and passed unanimously.

At 5:15 PM Commissioner Pierce moved to adjourn the meeting, seconded by Commissioner West, and passed unanimously.

Andreza Skipworth