



Annual ERIC Membership Meeting
Sept. 28, 2023
2 pm ET

Today's Agenda

1. ERIC Overview and Annual Activity Update: July 2022 – July 2023 (*Informational*)
2. Key ERIC Activities for July 2023 – June 2024 (*Informational*)

ERIC 101 – Our Mission

Help state and local election officials improve the accuracy of their voter rolls, register eligible citizens, reduce costs, and improve efficiencies in the voting process.

ERIC is the most effective tool available to help election officials maintain the integrity of their voter rolls.

ERIC 101 – The Basics

- Public charity non-profit membership organization **founded in 2012 by seven states** - four led by Republicans and three led by Democrats.
- **Participating states control ERIC.** Chief election official appoints a member representative to serve on the Board of Directors.
- **Funded by participating states.** New members pay a one-time fee. All members pay annual dues – set by the members. Start-up support from Pew, no other funding source.

ERIC 101 – Why was ERIC created?

Keeping voter rolls up to date is a challenge because, every day, voters move or die. Voters don't always remember to update/cancel their registration.

- About 27.3 million people, or 8.6% of the population, moved in 2022 according to the U.S. Census Bureau.
- Nearly 3.27 million Americans died in 2022 according to Statista.

ERIC 101 – Why was ERIC created?

Given these factors, ERIC was created to provide election officials with a more efficient and effective tool for updating voter records and removing ineligible voters.

Founding states insisted on a balanced approach – improve ability to maintain accurate voter rolls while also providing access to voter registration for all eligible citizens. *Essentially, balance accuracy and access.*

ERIC 101 – Reports

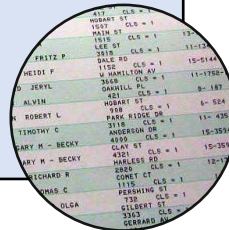
Eligible but
Unregistered

Outreach



- In-state Movers/Updates
- Cross-state Movers
- Deceased
- In-state Duplicates

List
Maintenance



- National Change of Address (NCOA)
- Voter Participation

Optional
Reports



Voter Reg: Full name, mailing and residential address, DOB, SSN4, last activity dates

DMV: Full name, mailing and residential address, DL/ID#, DOB, SSN4, last activity dates

Social Security Limited Access Master Death File: Full Name, DOB, SSN, Date of Death

Voter Reg and DMV data must be submitted at least once every 60 days.



- Exclude confidential records
- Exclude party affiliation and racial data if recorded
- Exclude known noncitizens
- States apply a cryptographic hash on the DOB, SSN, DL/ID # (See website for details.)

ERIC 101 – List Maintenance Reports

Membership Agreement, page 21, Section 4(b):

“When the Member receives credible ERIC Data (meaning the state has validated the data) indicating that information in an existing voter’s record is deemed to be inaccurate or out-of-date, the Member shall, at a minimum, initiate contact with that voter in order to correct the inaccuracy or obtain information sufficient to inactivate or update the voter’s record. Each Member has ninety (90) days after the data was sent to initiate contact with at least 95% of the voters on whom data indicating a record was inaccurate or out-of-date, as described above, was provided.”

ERIC 101 – Eligible but Unregistered Report

Detailed in the Membership Agreement, page 20, Section 5(a).

Important points:

- ERIC generates these reports. No third-parties are involved.
- These reports contain individuals who have a driver's license/ID card but who are not registered to vote.
- The data in these reports comes from the DMV, protected by the Driver's Privacy Protection Act of 1994.
- ERIC does not have political party affiliation data for anyone. Therefore, there is no way to target the use of these along party lines.
- States filter out any individuals they know not to be eligible based on internal sources, for example due to age or felony status.
- Mailings clearly state the eligibility requirements – age, citizenship, residency, etc.

Activity Highlights: July 2022 – July 2023

In July 2022, a subset of ERIC members asked the membership to consider several “reform” **proposals** to ERIC’s governing documents, including:

1. Repealing non-voting seats on the ERIC Board of Directors. (Bylaws)
2. Making the Eligible but Unregistered Report optional. (Membership Agreement)
3. Requiring all Members to submit voting history data for the Voter Participation Reports/request the reports. (Membership Agreement)
4. Strengthening list maintenance report requirements to more clearly align with the National Voter Registration Act. (Membership Agreement)
5. Clarifying and strengthening data privacy and protection provisions. (Membership Agreement)

Activity Highlights

The ERIC Executive Committee formed a workgroup to evaluate the proposals and make recommendations to the board.

The workgroup met seven (7) times between September 2022 and February 2023, engaging in a deliberative and thoughtful process throughout this months-long effort.

Workgroup Members

Executive Committee - Chair Mandy Grandjean (OH), Vice Chair Jonathan Brater (MI), Treasurer Heidi Burhans (IA), Secretary David Maeda (MN), and Committee Members Chrissy Peters (MO) and Jonathan Marks (PA).

Member Representatives Clay Helms (AL), Judd Choate (CO), Blake Evans (GA), and Mandy Vigil (NM).

Activity Highlights

Workgroup Recommendations:

1. Repeal the non-voting seats on the Board of Directors.
2. Modify ERIC report requirements by creating an “a la carte” approach to using ERIC reports.
3. Update and clarify data privacy and protection provisions.
4. Repeal Sections 3 – Other Agency Data, Section 8 and Exhibit C – Performance Data, and other obsolete data-related references.

Activity Highlights

Workgroup recommendations were briefed, discussed, and voted on across two meetings, on February 19 and March 17. Meeting minutes are available on ERIC's website.

Approved ERIC Bylaws Amendments

- **Repealed non-voting board seats and related language.** The ERIC Board of Directors now consists exclusively of state election officials, as designated by each member's Chief Election Official, and the Executive Director of ERIC. The Executive Director has always served as a non-voting, ex-officio member, and is an officer of the board.

Activity Highlights

Approved ERIC Membership Agreement Amendments

- **Strengthened and clarified the data protection provisions.** New Section 3 defines key terms such as “ERIC Reports” and “Third-Party Data”; identifies the legal basis for protecting each ERIC report; and clarifies member obligations and ERIC’s obligations regarding the use and protection of ERIC reports, Member Data, Third Party Data, and ERIC Information.
- **Repealed obsolete data-related provisions.** Sections repealed referred to data members do NOT submit to ERIC and that ERIC does NOT have. These included, but were not limited to, data referred to as “State Agency Records” and “Performance Data.”

Activity Highlights

Approved ERIC Membership Agreement Amendments

- **Set deadlines to facilitate a more efficient process for acting on the Voter Participation Reports.** Members who request a Voter Participation Report must now submit the data used to generate the report by 90 days after the applicable Federal General Election is certified, and they must refer all credible cases of illegal voting to the appropriate law enforcement authorities by December 31 of the year following the applicable Federal General Election or 180 days after receipt of the final Voter Participation Report, whichever is later.

Activity Highlights

Membership Changes

Nine states chose to resign (Effective Dates)

- Louisiana – November 2022
- Alabama – April 2023
- Florida, Iowa, Missouri, Ohio, and West Virginia – June 2023
- Virginia – August 2023
- Texas – October 2023

Two states chose to join

- New Jersey
- Massachusetts

Activity Highlights

- Launched new website in March 2023.
- Completed annual financial audit – no findings, clean outcome.
- Completed annual internal Information Security Management review and Risk Assessment – Board approved updates.
- Kicked-off 2022 General Election Voter Participation Reports.

Activity Highlights

Delivering on our mission July 2022 – July 2023:

- 662 List Maintenance Reports, including deceased voters, in-state movers, cross-state movers, and in-state duplicate registrations. Does not include NCOA reports.
- Reports identified about 9,508,713 likely out-of-date records and deceased voters for members to act on. Does not include NCOA reports.
- 2022 EBU reports identified 5,030,961 potentially eligible but unregistered individuals.

Activity Highlights: July 2023 – June 2024

- Complete a Service Organization Controls (SOC) 2, Type 1 audit.
- Complete Death Master File Certification through a third-party assessment.
- Complete FY23 financial audit & FY23 IRS 990 Tax Filing.
- Complete annual internal Information Security Management review and Risk Assessment.
- Continue to support 2022 Voter Participation Report process where needed.

Activity Highlights: July 2023 – June 2024

- Recruit new members.
- Support/encourage members to maximize use of ERIC reports to ensure voter rolls are up-to-date throughout the 2024 Election Cycle – utilizing opportunities to conduct lawfully permitted/required list maintenance.
- Support member use of EBUs throughout 2024 Election Cycle.
- Continue to push out factual information via ERIC's website and other earned media opportunities. Publish a consolidated annual report.

Adjournment

Thank you for tuning in and observing the 2023 Annual ERIC Membership meeting.

Visit www.ericstates.org for more information, including:

- Governance documents
- Corporate transparency documents
- Extensive FAQs
- Security

Send questions to info@ericstates.org

