



Leslie R. Swan
Supervisor of Elections
Indian River County

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BOARD OF COUNTY
COMMISSION

November 28, 2017

The Honorable Peter O'Bryan
Chairman, Board of County Commissioners
Indian River County
1801 27th Street, Building A
Vero Beach, FL 32960

Dear Chairman O'Bryan:

During each election cycle the county canvassing board shall preside over the canvassing of ballots. The Indian River County Supervisor of Elections is responsible for reaching out to the chief judge of the 19th Judicial Circuit and also the chair of the board of county commissioners to appoint a representative, and also an alternate member, to the county canvassing board for the 2018 General Election cycle. Florida Statute 102.141 states:

The county canvassing board shall be composed of the supervisor of elections; a county court judge, who shall act as chair; and the chair of the board of county commissioners. Alternate canvassing board members must be appointed pursuant to paragraph (e). In the event any member of the county canvassing board is unable to serve, is a candidate who has opposition in the election being canvassed, or is an active participant in the campaign or candidacy of any candidate who has opposition in the election being canvassed, such member shall be replaced as follows:

(a) If no county court judge is able to serve or if all are disqualified, the chief judge of the judicial circuit in which the county is located shall appoint as a substitute member a qualified elector of the county who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed. In such event, the members of the county canvassing board shall meet and elect a chair.

(b) If the supervisor of elections is unable to serve or is disqualified, the chair of the board of county commissioners shall appoint as a substitute member a member of



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the board of county commissioners who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed. The supervisor, however, shall act in an advisory capacity to the canvassing board.

(c) If the chair of the board of county commissioners is unable to serve or is disqualified, the board of county commissioners shall appoint as a substitute member one of its members who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed.

(d) If a substitute member or alternate member cannot be appointed as provided elsewhere in this subsection, or in the event of a vacancy in such office, the chief judge of the judicial circuit in which the county is located shall appoint as a substitute member or alternate member a qualified elector of the county who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed.

(e)1. The chief judge of the judicial circuit in which the county is located shall appoint a county court judge as an alternate member of the county canvassing board or, if each county court judge is unable to serve or is disqualified, shall appoint an alternate member who is qualified to serve as a substitute member under paragraph (a).

Chairman O'Bryan, assuming that you will be a candidate during the 2018 General Election cycle since your term expires in 2018, the board of county commissioners shall appoint as a substitute member, one of its members who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed. I look forward to receiving the board of county commissioner's formal appointment of a member to the county canvassing board and also the alternate member for the 2018 General Election cycle.

Sincerely,



Leslie R. Swan

Supervisor of Elections

Indian River County