

From: Strach, Kim
Sent: Saturday, November 19, 2016 11:57 AM
To: SBOE_Grp - Directors.BOE; SBOE_Grp - SEIMS.ADD.BOE
Subject: Court-Ordered Provisionals

Directors,

We have completed the process of reviewing all requested data from the DMV to comply with the federal court order in *NAACP v. State Board of Elections, et al.* The court order provides that any Election-Day provisional voter must have his or her provisional ballot counted, even if currently unregistered, if all the following requirements are met:

1. The voter attested that he or she registered to vote or changed his or her address at the DMV at some point in the past
2. The voter actually made an in-person visit to the DMV on or after 7/18/2015 and before the voter registration deadline
3. A hard-copy declination form where the voter declined to register to vote cannot be located
4. The voter is otherwise eligible to vote, including a determination that there is not subsequent voter registration activity in a different county and that the voter is not a felon, noncitizen, or underage on Election Day.

The State Board of Elections has determined, based on DMV data and additional provisional research, that the voters listed in a posted spreadsheet have met all necessary requirements. As required by the court, you must treat these voters as registered at the address provided on their provisional application and count the ballot for all contests for which the voter is qualified. If a voter does not appear on this spreadsheet, you should follow the normal provisional research process to determine the voter's eligibility.

The Court-Ordered Provisional spreadsheet for your county is posted to the secure FTP site here:
CountyUploads_SBE\2016\20161108_General\COURT_ORDERED_PROVISIONALS

I appreciate your hard work and patience as we worked to implement this new process and ensure uniform compliance among all counties.

Thanks so much-
Kim

Kimberly Westbrook Strach
Executive Director
North Carolina State Board of Elections
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