

Public Records

From: Bartlett, Gary
Sent: Saturday, January 14, 2012 6:05 PM
To: Bob Hall
Subject: FW: HAVA funds
Attachments: HAVA Funds.docx

From: Baddour, Neil
Sent: Thursday, January 05, 2012 9:57 AM
To: Bartlett, Gary
Subject: HAVA funds

Gary,

Yesterday in our meeting with Johnnie you asked me to write up a short description of the situation with the frozen HAVA funds. Please review the attached and let me know if this is what you wanted and if more is needed.

Thanks.

Neil Baddour
NC State Board of Elections

neil.baddour@ncsbe.gov
919.715.8233(Office)
919.715.0135 (Fax)

Title

Session Law 2011-145, House Bill 200 prohibited the State Board of Elections from spending Federal HAVA Title II funds until the full amount Maintenance of Effort (MOE) funds are appropriated.

SL 2011-145:

NO EXPENDITURE OF HAVA TITLE II FUNDS FOR STATE FY 2011-2012
SECTION 26.1. *The State Board of Election shall not expend any Help America Vote Funds (HAVA) Title II Funds for the 2011-2012 fiscal year and, unless prohibited by federal law, shall retain those funds until Maintenance of Effort funds are appropriated.*

In order to fully fund MOE \$3,457,585.06 must be appropriated. This fiscal year the General Assembly appropriated \$2,793,649.06 in funds that qualify as MOE. This leaves a balance of \$663,936 needed to be appropriated to fulfill the MOE requirement and free the Title II funds. This freeze of HAVA funds effects two types of HAVA funds, Title II Section 251 and Title II Section 261.

HAVA Title II Section 251 funds are to be used for improvements to the administration of Federal elections. The balance of Title II Section 251 funds is \$4,057,871.00 when unfrozen.

HAVA Title II Section 261 funds are to be used to make polling places accessible to individuals with disabilities, including the blind and visually impaired in a manner that provides the same opportunity for access and participation as for other voters. The current balance of Title II Section 261 is \$602,083.00 when unfrozen.