



**REQUEST TO EMERGENCY COMMISSION**  
**SECRETARY OF STATE**  
 (See SFN 02580)

Received:  
 10/30/2023

Request #: 2112

<p>Requestor Information</p> <p>Department name: Secretary of State</p> <p>Department number: 10800</p> <p>Name of contact person: Liz Parent</p> <p>Telephone number: (701) 328-3154</p>
<p>Purpose of Request</p> <p>Is this request related to a state emergency? No</p> <p>Purpose of request: Seeking other approval</p> <p>Provide explanation:          Transfer dollars between funds but within 10873 Election Reform – Transfer legislative approved \$200,000 General Fund 001 as match to the state's Election Fund 283 to meet Help America Vote Act interest bearing requirements.</p>
<p>Background Information</p> <p>Was any portion of the request presented during the previous legislative session? Yes</p> <p>Provide explanation:          During the 2023 session, the legislature approved receipt of \$1,000,000 federal Help America Vote Act (HAVA) funds along with the \$200,000 general fund as match. These funds must now be transferred to the state election fund to meet interest bearing grant requirements.</p> <hr/> <p>Is the request for a new program? No</p> <p>Does the request require an FTE increase? No</p> <p>Does the request conform with legislative intent? Yes</p> <p>Provide explanation:          As part of the 2023-2025 Biennial budget legislature appropriated \$200,000 general fund (001) as match to receive federal Help America Vote Act funds. These funds must now be transferred to the State Election Fund 283 to meet interest bearing grant requirements.</p>
<p>Other Information</p> <p>Statutory provisions that relate to this request:          16.1-01-15. Secretary of state to establish and maintain an election fund.          The secretary of state shall establish and maintain a fund, known as the election fund, in the state treasury for the purpose of depositing payments and grants made to the state under the provisions of sections 101, 101 (c), and 906, and title III of the Help America Vote Act of 2002 [Pub. L. 107-252; 116 Stat. 1666; 42 U.S.C. 15301, 42 U.S.C. 15545, 42 U.S.C. 15481-15502] and funds appropriated by the state. The moneys in the election fund and any interest earnings on the election fund must be used for the exclusive purpose of carrying out activities of the Help America Vote Act of 2002 and are subject to chapter 54-16.</p> <hr/> <p>Provide an explanation as to how the request supports state priorities, improves state efficiencies, and promotes effective state government:          The request supports the state's responsibility for election administration. The funding will be used to improve administration of elections for Federal office, maintain voting systems, enhance election technology, and make election security improvements for voters to ensure elections and voting processes are transparent, secure, accurate, accessible, efficient, and effective.</p>



Provide any other relevant information:

The interest earned from HAVA funds can be used for future allowable expenditures. Therefore, the funds received with this request may be expended as soon as appropriated and they will earn interest upon receipt as provided in N.D.C.C. § 16.1-01-15.

Signature

I, the undersigned, have read this Request, know the contents, and believe the statements contained within to be true.

*Liz Parent*

Sign Here

*10/30/2023*

Date