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ALVIN A. JAEGER
SECRETARY OF STATE

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SECRETARY OF STATE
STATE OF NORTH DAKOTA
600 EAST BOULEVARD AVENUE DEPT 108
BISMARCK ND 58505-0500

February 26, 2007

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U.S. ELECTION ASSISTANCE
COMMISSION
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State HAVA Funding Reports
U S Election Assistance Commission
1225 New York Avenue NW Suite 1100
Washington DC 20005

Dear Commissioners,

Enclosed, as required for the 2006 calendar year, is the narrative and financial report for the State of North Dakota regarding its expenditure of funds received under Title I, Section 101, of the Help America Vote Act of 2002. As submitted to you in March of 2006, an error by the accounting agencies for state government caused my office to believe all funds for Section 101 had been spent. This report, detailing the use of the remaining attributable Section 101 interest funds, does represent the final report for this fund by the state of North Dakota.

If you have any questions regarding this report, please contact either one of the following persons:

Jim Silrum
Deputy Secretary of State
(701) 328-2900
jsilrum@state.nd.us

Danette Odenbach
HAVA Coordinator
(701) 328-7300
dodenbac@ndaco.org

Sincerely,

Alvin A. Jaeger
Secretary of State

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FINANCIAL STATUS REPORT
(*Long Form*)
(*Follow Instructions on previous pages and next page*)

1. Federal Agency and Organizational Element to Which Report is Submitted. **Elections Assistance Commission**	2. Federal Grant or Other Identifying Number Assigned By Federal Agency **39.011 Section 101 Election Reform**	OMB Approval No. **0348-0039** | Page 1 of 4 Pages

3. Recipient Organization (*Name and complete address, including ZIP codes*

Secretary of State, 600 East Boulevard Avenue Department 108, Bismarck ND 58505-0500

4. Employer Identification Number **1-450309764-E6**	5. Recipient Account Number or Identifying Number **G1573**	6. Final Report X Yes ___ No	7. Basis X Cash ___ Accrual

8. Funding Grant Period (*See instructions*) From: (Month, Day, Year) **4/29/03** To (Month, Day, Year) **02/28/06**	9. Period Covered by This Report From: (Month, Day, Year) **January 1, 2006** To: (Month, Day, Year) **February 28, 2006**

10. Transactions:	I Previously Reported	II This Period	III Cumulative
a. Total outlays	5,063,018.15	978.37	**5,063,996.52**
b. Refunds, rebates, etc.	0.00	0.00	**0.00**
c. Program income used in accordance with the deduction alternative	0.00	0.00	**0.00**
d. Net outlays (Line a, less the sum of lines b and c)	5,063,018.15	978.37	**5,063,996.52**
Recipient's share of net outlays, consisting of: e. Third party (in-kind) contributions	0.00	0.00	**0.00**
f. Other Federal awards authorized to be used to match this award	0.00	0.00	**0.00**
g. Program income used in accordance with the **matching or cost sharing alternative**	0.00	0.00	**0.00**
h. All other recipient outlays not shown on lines e, f, or g.	0.00	0.00	**0.00**
i. Total recipient share of net outlays (sum of lines e, f, g, and h)	0.00	0.00	**0.00**
j. Federal share of net outlays (line d less line i)	5,063,018.15	978.37	**5,063,996.52**
k. Total unliquidated obligations	0.00	0.00	**0.00**
l. Recipient's share of unliquidated obligations	0.00	0.00	**0.00**
m. Federal share of unliquidated obligations	0.00	0.00	**0.00**
n. Total Federal share (sum of lines j and m)	5,063,018.15	978.37	**5,063,996.52**
o. Total Federal funds authorized for this funding period	5,063,018.15	978.37	**5,063,996.52**
p. Unobligated balance of Federal funds (Line o minus line n)			**0.00**
Program income consisting of: q. Disbursed program income shown on lines c and/or g above	0.00	0.00	**0.00**
r. Disbursed program income using the addition alternative	0.00	0.00	**0.00**
s. Undisbursed program income	0.00	0.00	**0.00**
t. Total program income realized (Sum of lines q, r, and s)	0.00	0.00	**0.00**

11. Indirect Expenses				
a. Type of Rate (Place "X" in appropriate box)	___ **Provisional**	___ **Predetermined**	___ **Final**	___ **Fixed**
b. Rate	c. Base	d. Total Amount	e. Federal Share	

12. Remarks: *Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation*

13. Certification: **I certify to the best of my knowledge and belief that this report is correct and complete and that all outlays and unliquidated obligations are for the purposes set forth in the award documents.**

Typed or Printed Name and Title **Alvin A. Jaeger, North Dakota Secretary of State**	Telephone (area code, number and extension) **701-328-2900**
Signature of Authorized Certifying Official Alvin A Jaeger	Date Report Submitted February 26, 2007

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State of North Dakota, Al Jaeger, Secretary of State, February 26, 2007

NARRATIVE REPORT, CALENDAR YEAR 2006

TITLE 1, SECTION 101

The submission of this report concludes North Dakota's requirement to report on Title 1, Section 101 funding as the funds spent during 2006 deplete in full the funding received and interest earned under this title and section.

*[Note: The State of North Dakota is **exempt** from voter registration and provisional voting.]*

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(b) USE OF PAYMENT:

(1) IN GENERAL: A State shall use the funds provided under a payment made under this section to carry out one or more of the following activities:

- (A) Complying with the requirements under title III.
- (B) Improving the administration of elections for Federal office.
- (C) Educating voters concerning voting procedures, voting rights, and voting technology.
- (D) Training election officials, poll workers, and election volunteers.
- (E) Developing the State Plan for requirements payments to be submitted under part 1 of subtitle D of title II.
- (F) Improving, acquiring, leasing, modifying, or replacing voting systems and technology and methods for casting and counting votes.
- (G) Improving the accessibility and quantity of polling places, including providing physical access for individuals with disabilities, providing non-visual access for individuals with visual impairments, and providing assistance to Native Americans, Alaska Native citizens, and to individuals with limited proficiency in the English language.
- (H) Establishing toll-free telephone hotlines that voters may use to report possible voting fraud and voting rights violations, to obtain general election information, and to access detailed automated information on their own voter registration status, specific polling place locations, and other relevant information.

(A) Complying with the requirements under title III.

RELATED EXPENDITURES:

None $0.00

The requirements of Title III include:

- Equipment that meets voting systems standards;
- Provisional voting; *
- Voting information;
- Statewide voter registration list; *
- Voters who register by mail. *

* In its use of Title I, Section 101 funds for Title III purposes, *North Dakota is exempt from the requirements for voter registration and provisional voting.*

Any expenditures made under this provision of HAVA are funded by and reported under Title II, Section 251 of the Act.

(B) Improving the administration of elections for Federal office.

RELATED EXPENDITURES:

Administrative Expenses ..... $ 978.37

Administrative Expenses

Shortly after the 2003 Legislative Assembly adopted the applicable law changes prompted by HAVA, the Secretary of State executed an agreement with the North Dakota Association of Counties (NDACo) to assist in the administration, coordination, and facilitation of the implementation of HAVA in North Dakota.

Under the agreement and with the approval of the Secretary of State, NDACo hired an individual to be the statewide HAVA coordinator. The coordinator works with federal, state, and local officials; the disabilities community; education systems; tribal entities; civic groups; and other individuals and organizations interested in the development and implementation of HAVA compliant election practices in North Dakota.

In addition, NDACo supports the HAVA implementation through its 30 employees located in seven regional offices. It also provides county governments with support for automations (technology); help with workforce safety issues; administers multiple federal grants directly affecting counties (i.e., Juvenile Justice, Homeland Security, Cellular 911, HIPPA, etc.); assists county commissioner boards; and delivers other services requested by counties. Services provided in addition to the HAVA coordinator under the HAVA agreement include but are not limited to support staff, creative staff, technology staff, and business management staff.

The expenditures made to the NDACo cover salaries and overhead (e.g., office space, staff support, supplies, travel, and meeting expenses).

Relationship to State Plan: The committee that created the State Plan and the Secretary of State believe that these contractual arrangements and projects are fundamental to the improvement of election administration and in keeping with the goals of Section 101 in Title I.

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(C) Educating voters concerning voting procedures, voting rights, and voting technology.

RELATED EXPENDITURES:
None .....$ 0.00

Any expenditures made under this provision of HAVA are funded by and reported under Title II, Section 251 of the Act.

(D) Training election officials, poll workers, and election volunteers.

RELATED EXPENDITURES:
None ..... $ 0.00

Any expenditures made under this provision of HAVA are funded by and reported under Title II, Section 251 of the Act.

(E) Developing State Plan for requirement payments under part 1 of subtitle D of title III.

RELATED EXPENDITURES:
None ..... $ 0.00

Miscellaneous Expenses
Following submission in 2003 of the State Plan as required by HAVA, several minor adjustments to the initial planned budget and planned implementation of new voting equipment were made for 2004. No changes were made to the State Plan in 2006.

(F) Improving, acquiring, leasing, modifying, or replacing voting systems and technology and methods for casting and counting votes.

Any expenditures made under this provision of HAVA are funded by and reported under Title II, Section 251 of the Act.

(G) Improving the accessibility and quantity of polling places, including providing physical access for individuals with disabilities, providing non-visual access for individuals with visual impairments, and providing assistance to Native Americans, Alaska Native citizens, and to individuals with limited proficiency in the English language.

RELATED EXPENDITURES:
None ..... $ 0.00

Any expenditures made under this provision of HAVA are funded by and reported under Title II, Section 251 or Section 261 of the Act.

(H) Establishing toll-free telephone hotlines that voters may use to report possible voting fraud and voting rights violations, to obtain general election information, and to access detailed automated information on their own voter registration status, specific polling place locations, and other relevant information.

RELATED EXPENDITURES:
None ..... $ 0.00

The Secretary of State's office already had a toll-free telephone number available to voters to call for any question, concern, or complaint they may have. Additionally, the number was posted conspicuously in every polling place and is available from each one of the state's 53 County Auditors and the North Dakota Protection and Advocacy Project's eight regional offices located throughout the state.

Relationship to State Plan: This requirement was not addressed in the State Plan as the State Planning Committee felt it had already been addressed through the existing structure.

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