Redstone Building
26 Terrace Street
Montpelier, VT 05609-1101

Tel: (802) 828-2363
Fax: (802) 828-2496

www.sec.state.vt.us

State of Vermont
Office of the Secretary of State

Deborah L. Markowitz
Secretary of State

William A. Dalton
Deputy Secretary

February 7, 2007

Mr. Edgardo Cortés, Election Research Specialist
U.S. Election Assistance Commission
Suite 1100
1225 New York Ave, N.W.
Washington, DC 20005

Dear Mr. Cortés:

As requested, enclosed please find amended reports on the State of Vermont's use of funds awarded under the Help America Vote Act of 2002 (HAVA). Included are reports for

- Title I, Section 101, for calendar year 2004
- Title I, Section 101, for calendar year 2005
- Title II, Section 251, for fiscal year 2004
- Title II, Section 251, for fiscal year 2005.

We note that, like several other states, we did not interpret HAVA as requiring that the appropriated State match on Section 251 funds be deposited into a separate interest-bearing account from the onset. Given that the EAC's Inspector General has issued audit findings to the contrary in at least one instance, and on your advice, in our amended Section 251 reports we have calculated and reported the interest earnings that would have accrued on the State match had that match been deposited into the same interest-bearing account at the same time as the federal funds were. Those calculations demonstrate that we are on track to complete the spending of our required State match (including interest earned) by the end of fiscal year 2006 and will, in fact, have spent substantially more State dollars than required by fiscal year 2006 year-end.

We are sending electronic copies of the enclosed reports to you via e-mail for your convenience. We believe the reports contain all required information, but if you have questions, please feel free to contact me. Thank you for your assistance in this matter.

Sincerely,

Paul Daley
Director of Administrative Services

cc: Deborah Markowitz, Secretary of State

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State of Vermont
Office of the Secretary of State

Deborah L. Markowitz
Secretary of State

William A. Dalton
Deputy Secretary

18 January 2007

Mr. Edgardo Cortés, Election Research Specialist
U.S. Election Assistance Commission
Suite 1100
1225 New York Ave. N.W.
Washington, DC 2005

Dear Mr. Cortés:

The Office of the Vermont Secretary of State requests additional time to respond to your request for amended SF 269 reports for reporting years 2004 and 2005. Your letter dated January 10, 2007 was received January 17 with a response requested by January 26, 2007. This does not provide for a reasonable amount of time to research and respond to your request.

I expect that the amended reports will be complete and mailed by February 16, or within 30 days of receipt of your request. To expedite your review, a copy will be sent by e-mail to you as well.

Sincerely,

Paul Daley
Director of Administrative Services

cc: Deborah Markowitz, Secretary of State

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FINANCIAL STATUS REPORT
(Long Form)
(Follow instructions on the back)

REVISED

1. Federal Agency and Organizational Element to Which Report is Submitted	2. Federal Grant or Other Identifying Number Assigned By Federal Agency	OMB Approval No. 0348-0039	Page 1 of 4 pages
U.S. Election Assistance Commission	Title II, 251		

3. Recipient Organization (Name and complete address, including ZIP code)
Vermont Secretary of State
26 Terrace Street, Drawer 09
Montpelier, VT 05609

4. Employer Identification Number	5. Recipient Account Number or Identifying Number	6. Final Report	7. Basis
036000264	CFDA #90.401	☐ Yes ☒ No	☒ Cash ☐ Accrual

8. Funding/Grant Period *(See instructions)* From:(Month, Day, Year)	To: (Month, Day, Year)	9. Period Covered by this Report From: (Month, Day, Year)	To: (Month, Day, Year)
4/11/03	until disbursed	10/1/04	9/30/05

10. Transactions:	I Previously Reported	II This Period	III Cumulative
a. Total outlays	253,987.87	277,725.16	531,713.03
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)*	253,987.87	277,725.16	531,713.03
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	253,987.87	277,725.16	531,713.03
i. Total recipient share of net outlays *(Sum of lines, e, f, g and h)*	253,987.87	277,725.16	531,713.03
j. Federal share of net outlays (line d less line i)	0.00	0.00	0.00
k. Total unliquidated obligations			0.00
l. Recipient's share of unliquidated obligations			0.00
m. Federal share of unliquidated obligations			0.00
n. Total federal share (sum of lines j and m)			0.00
o. Total federal funds authorized for this funding period			11,839,673.10
p. Unobligated balance of federal funds *(Line o minus line n)*			11,839,673.10
Program income, consisting of: q. Disbursed program income shown on lines c and/or g above			0.00
r. Disbursed program income using the addition alternative			0.00
s. Undisbursed program income			0.00
t. Total program income realized *(Sum of lines q, r and s)*			0.00

11. Indirect Expense	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:*
See supplemental information attached.

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 purpose set forth in the award documents.**

Typed or Printed Name and Title	Telephone (Area code, number and extension)
Paul T. Daley Director of Administrative Services	(802) 828-2477
Signature of Authorized Certifying Official	Date Report Submitted
	7 February 2007

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Vermont Secretary of State

SF-269 Supplemental Information

Election Reform Section 251 Requirements Payments

Reporting Period - 1 Oct 2004 to 30 Sep 2005

Amended 6 February 2007

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Federal Spending

During the reporting period, Vermont spent no HAVA Section 251 funds. HAVA spending to date has been from section 101 funds.

Interest earned on federal dollars

The balance of federal funds at the beginning of the reporting period was $11,615,483.30. Interest earned during the reporting period was **$224,189.80**, or a computed rate of .01930094 (224,189.80 / 11,615,483.30).

Cumulative interest on the federal funds through 9/30/05 was $242,870.10.

State spending

State spending for elections administration during the reporting period totaled $427,725.16. All spending was for eligible HAVA activities for the purpose of improving elections for federal office.

State spending represents the operating cost of the Elections Division. The division protects the integrity of campaigning and elections in Vermont; facilitates the access of all citizens to elections, governmental activities, and public issues; provides administration and support for the orderly conduct of elections, including making recommendations for improvements to the process (both technological and policy); provides responsive and accurate information and advice to citizens, public officials, and the press on elections.

The required annual maintenance of effort amount stated in the state plan is $150,000.00. Subtracting MOE from total state spending equals $277,725.16 (427,725.16 – 150,000.00 = 277,725.16). This amount is reported as "recipient share" of Section 251 spending for the period.

State match

The HAVA state match requirement is:
"… an amount equal to 5 percent of the total amount to be spent for such activities (taking into account the requirements payment and the amount spent by the State)"

Requirements payment:	$ 11,596,803.00
	÷ .95
Total spending:	$ 12,207,161.05
Less requirements payment:	$ -11,596,803.00
State match required:	$ 610,358.05

Interest earned on State match

Because the appropriated State matching funds were not placed in a separate interest-bearing account, we have computed the amount of interest that would have been earned during the reporting period had the State matching funds been deposited in the same interest-bearing account at the same time as the federal funds. In that case, the State match would have earned **$6,897.26** (balance of State match as of 10/1/04 = 357,353.35 x .01930094, the computed rate of interest on the federal funds).

Cumulative interest on State matching funds through 9/30/05 was $7,880.43. The cumulative total available State match was $610,358.05 plus interest of $983.17 in FY2004 and $6,897.26 in FY2005, a total of $618,238.48.

Remaining match requirement

Total available State match:	$	618,238.48
State match previously reported:	$	253,987.87 (corrected figure)
State match spent this period:	$	277,725.16
Remaining match requirement:	$	86,525.45 (corrected figure)

Vermont's current fiscal year budget has appropriated continued funding for state match.

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Vermont Secretary of State's Office
Calculation of Interest on State Match for
HAVA Section 251 Requirements Payments
6 February 2007

	Federal			State match	
Fiscal Year 2005					
Beginning balance 10/1/04	11,615,483.30			357,353.35	
Interest earned 10/1/04 - 9/30/05	224,189.80				
		224,189.80 / 11,615,483.30	= 0.01930094		357,353.35 x.01930094 6,897.26
Computed interest on State Match				6,897.26	
Total available	11,839,673.10			364,250.61	
Expended 10/1/04 - 9/30/05	0.00			(277,725.16)	
Balance remaining 9/30/05	11,839,673.10			86,525.45	

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