



STATE OF INDIANA

Indiana Election Division

Trent Deckard, Co-Director
J. Bradley King, Co-Director

Indiana Election Division
302 West Washington Street, Room E204
Indianapolis, Indiana 46204-2767
Phone: (317) 232-3939
Fax: (317) 233-6793

To: County Voter Registration Officers and County Election Directors

From: *TRD* *King*
Trent Deckard & J. Bradley King, Co-Directors

Date: August 14, 2014

Re: **VOTER RESPONSE POSTCARDS RECEIVED AFTER AUGUST 6, 2014**

The information gathered from postcards received on or before July 24, 2014 was provided to your county through the VLM hoppers. On August 4 and 5, the Election Division also sent your county voter registration office voter response postcards received after July 24, but which were received too late for processing through the VLM hoppers. Finally, at the close of the day on August 6, the VLM hoppers were deactivated in SVRS to prevent inadvertent violations of the federal law occurring after the 90th day before a general election. We appreciate the great work performed by the counties in processing 99.4% of the information in the VLM hoppers! You will soon receive the postcards received on or before July 24, 2014 directly from the state's vendor for the VLM project, Election Systems & Software.

After August 5, 2014, the Indiana Election Division has received, and continues to receive, postcards from voters responding to the second mailing and postcards returned by USPS as undeliverable due to an unknown or insufficient address. The division will continue to forward these cards to you.

You may continue to manually process the voter returned postcards received by the Election Division after August 5, 2014 so long as the postcards are timely received by the Election Division, or postmarked, by the voter registration deadline (on or before October 6, 2014) in the following manner:

- 1) Federal law permits you to continue to "correct" (in Indiana we call this an "update") a voter registration record for a voter who has indicated a change of address within your county on return postcards so long as the postcard has been properly completed and signed. 42 USC §1973gg6(c)(2)(B)(ii).
- 2) Federal law also permits you to cancel a voter "at the request of" the voter. 42 USC §1973gg6(c)(B)(i) Therefore counties may continue to process and cancel registrations based on information on returned postcards that indicate a change of address outside of your county so long as the postcard has been properly completed and signed.
- 3) Finally, if a response postcard was not received from a voter on or before July 24, 2014, then the associated registration record should have been designated "inactive" from the VLM inactive hopper. This was the proper action for you to take. However, if you now receive a properly completed and signed return postcard from the Election Division that relates to a registration record that was designated inactive from the VLM hopper and which confirms the voter's registration address (the first oval is shaded in) then you should change the status designation associated with the voter's registration record back to "active." We have learned that SVRS creates a notice of acknowledgement in this scenario. This is not needed – please do not print and mail the notice of acknowledgement in this case.

Ultimately, as with voter registration applications, it is the county voter registration office that must decide how to proceed with processing these postcards.

We thank you for your continued and dedicated work on this project.