IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

NORTH CAROLINA STATE
CONFERENCE OF THE NAACP, et al.,

Plaintiffs,

v.

PATRICK LLOYD MCCORY, in his
official capacity as Governor of North
Carolina, et al.,

Defendants.

______________________________

LEAGUE OF WOMEN VOTERS OF
NORTH CAROLINA, et al.,

Plaintiffs,

and

1:13CV658

LOUIS M. DUKE, et al.,

Plaintiffs-Intervenors,

v.

THE STATE OF NORTH CAROLINA, et al.,

Defendants.

______________________________

UNITED STATES OF AMERICA,

Plaintiff,

v.

1:13CV660

THE STATE OF NORTH CAROLINA, et al.,

Defendants.

______________________________
DECLARATION OF KIM WESTBROOK STRACH
OF FEBRUARY 10, 2016

NOW COMES Kim Westbrook Strach who deposes and says:

1. I am over 18 years of age, legally competent to give this declaration and have personal knowledge of the facts set forth in it.

2. I am the Executive Director of the State Board of Elections (“State Board” or “SBOE”), a position I have held since May 2013. My statutory duties as Executive Director of the State Board include staffing, administration, and execution of the State Board’s decisions and orders. I am also the Chief Elections Officer for the State of North Carolina under the National Voter Registration Act of 1993 (“NVRA”). The Executive Director of the State Board is responsible for the administration of elections in the State of North Carolina. The State Board has supervisory responsibilities for the 100 county boards of elections, and as Executive Director of the State Board, I provide guidance to the directors of the county boards.

3. As the Executive Director of the State Board and Chief Elections Officer for the State of North Carolina, I am familiar with the procedures for registration and voting in this State. I am also responsible for implementing the laws passed by the North Carolina General Assembly, supervising the conduct of orderly, fair, and open elections, and ensuring that elections in North Carolina are administered in such a way as to preserve the integrity of and protect the public confidence in the democratic process.

4. During my testimony on January 29, 2016, I was asked questions by the Court concerning the forms a voter must sign in order to declare a reasonable impediment and vote a provisional ballot. Out of an abundance of caution, I wish to clarify my statements by providing information regarding the forms signed by voters who declare a reasonable impediment and wish to vote a provisional ballot.
5. Every voter casting a ballot—including voters declaring a reasonable impediment—must attest that they are eligible to vote. For all provisional voters this attestation is included on the Provisional Voting Application, which may be either pre-printed or generated on-demand by the Statewide Elections Information Management System (SEIMS). A copy of the current Provisional Voting Application is attached as Exhibit 1.

6. Voters casting a provisional ballot because a reasonable impediment prevents them from obtaining acceptable photo identification will attest to their eligibility on the Provisional Voting Application. Separately, those voters must complete a Reasonable Impediment Declaration Form, which may be either pre-printed or generated on-demand by the Statewide Elections Information Management System (SEIMS). Current versions of the pre-printed and SEIMS-generated Reasonable Impediment Declaration Form are attached as Exhibit 2 and Exhibit 3, respectively.

7. The reasonable impediment declaration required by G.S. § 163-166.15 was not added to the Provisional Voting Application because State Board of Elections staff determined that the language needed for the reasonable impediment declaration, including the list of options of reasonable impediments, would not fit on the Provisional Voting Application.

8. On SEIMS-generated forms, the “Voter Registration/Update Form” section is pre-populated with data from the voter record. See Exhibit 1 and Exhibit 3. Additionally, the SEIMS-generated Provisional Voting Application (Exhibit 1) is pre-populated to indicate the provisional voting reason is “No Acceptable ID” and will require the voter only to sign the application.

9. Election officials at the Help Station may assist the voter in completing a Provisional Voting Application and a Reasonable Impediment Declaration Form.
Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed this 10th day of February, 2016.

[Signature]

Kim Westbrook Strach, Executive Director
State Board of Elections
**PROVISIONAL VOTING APPLICATION**

**ELECTION:**

**PB NO:**

**VOTER REGISTRATION/UPDATE FORM**

| ARE YOU A CITIZEN OF THE UNITED STATES OF AMERICA? | YES ☐ NO ☐ |
| WILL YOU BE AT LEAST 18 YEARS OF AGE ON OR BEFORE ELECTION DAY? | YES ☐ NO ☐ |

IF YOU CHECKED "NO" IN RESPONSE TO EITHER OF THESE QUESTIONS, DO NOT COMPLETE THIS FORM.

<table>
<thead>
<tr>
<th>LAST NAME</th>
<th>FIRST NAME</th>
<th>MIDDLE NAME</th>
<th>SUFFIX</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>RESIDENTIAL ADDRESS (STREET ADDRESS WHERE YOU NOW LIVE)</th>
<th>APARTMENT</th>
<th>CITY</th>
<th>STATE</th>
<th>ZIP</th>
<th>COUNTY</th>
</tr>
</thead>
</table>

MAILING ADDRESS:

<table>
<thead>
<tr>
<th>PHONE</th>
</tr>
</thead>
</table>

| HAVE YOU LIVED AT YOUR ADDRESS FOR 30 OR MORE DAYS? | YES ☐ NO ☐ |
| IF "NO", DATE MOVED? | _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _ _._ |

| NAME USED IN PREVIOUS REGISTRATION |

| PREVIOUS ADDRESS | PREVIOUS COUNTY |

<table>
<thead>
<tr>
<th>DATE OF BIRTH</th>
<th>BIRTH STATE/COUNTRY</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>GENDER</th>
<th>RACE</th>
<th>ETHNICITY</th>
<th>PARTY AFFILIATION</th>
</tr>
</thead>
<tbody>
<tr>
<td>Male ☐</td>
<td>African American/Black ☐</td>
<td>Hispanic ☐</td>
<td>Democratic ☐</td>
</tr>
<tr>
<td>Female ☐</td>
<td>American Indian/Alaska Native ☐</td>
<td>Asian ☐</td>
<td>Republican ☐</td>
</tr>
<tr>
<td>☐</td>
<td>White ☐</td>
<td>☐</td>
<td>Libertarian ☐</td>
</tr>
<tr>
<td>☐</td>
<td>Multiracial ☐</td>
<td>☐</td>
<td>☐</td>
</tr>
<tr>
<td>☐</td>
<td>Other ☐</td>
<td>☐</td>
<td>☐</td>
</tr>
</tbody>
</table>

Check here if you do not have a NC DMV issued driver license, identification card or a social security number:

**VOTER’S AFFIRMATION OF ELIGIBILITY TO VOTE**

I attest under penalty of perjury, that in addition to having read and understood the contents of this form, that I am a United States citizen, as indicated above: I am at least 18 years old, or will be so by election day; I shall have been a resident of North Carolina and my voting precinct for at least 30 days before the election in which I intend to vote; I will not vote in any other county or state after submission of this form if I am registered elsewhere. I am canceling that registration at this time; and I have not been convicted of a felony, or if I have been convicted of a felony, I have completed my sentence, including any probation or parole. (Citizenship and voting rights are automatically restored upon completion of the sentence. No special document is needed.) I also affirm that I am qualified to vote in this county; I have not yet voted in this election; and I am otherwise eligible to vote in this election in this county today. My reasons for voting provisionally are noted below.

Fraudulently or falsely completing this form is a Class I felony under Chapter 163 of the NC General Statutes.

| PROVINCIAL VOTER'S SIGNATURE | DATE |

| NO RECORD OF REGISTRATION ☐ | NO ACCEPTABLE ID ☐ |
| UNRECOGNIZED ADDRESS ☐ | VOTED DURING EXTENDED HOURS ☐ |
| VOTER ALREADY VOTED ☐ | JURISDICTIONAL DISPUTE: To the best of my knowledge, information and belief, my current residence is within the following voting district(s): ☐ and I should be entitled to vote in that district's election today. |
| INCORRECT PARTY ☐ | NONREASONABLE RESEMBLANCE ☐ |
| OTHER ☐ |OTHER ☐ |

ID provided:

**OFFICIAL USE ONLY**

<table>
<thead>
<tr>
<th>Station</th>
<th>Voting Method</th>
<th>One-stop ☐</th>
<th>Election Day ☐</th>
<th>Curb Side ☐</th>
<th>VOTING DATE/TIME</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Site</th>
<th>Election Official</th>
</tr>
</thead>
</table>

**EXHIBIT 1**
REASONABLE IMPEDIMENT DECLARATION

TO BE COMPLETED BY ELECTION OFFICIAL

Location Voted: ________________________________ VRN: ________________________________

Provisional Voting Reason(s): ☐ No Acceptable ID ☐ Other (if any)

TO BE COMPLETED BY VOTER

Name: ________________________________

Last Name ________________ First Name ________________ Middle Name ________________ Suffix ________________

Contact: ________________________________

Email Address ________________________________ Phone ________________________________

Date of Birth: ________________________________ Last 4 Digits of Social Security No. ________________________________

VOTER’S DECLARATION OF REASONABLE IMPEDIMENT

I DECLARE that I am the same individual who personally appeared at the polling place, that I am casting a provisional ballot while voting in person in accordance with Article 14A of Chapter 163 of the General Statutes or G.S. 163-227.2, and I suffer from a reasonable impediment that prevents me from obtaining acceptable photo identification.

My reasonable impediment is due to the following reason(s):

☐ Lack of transportation ☐ Disability or illness
☐ Lack of birth certificate or other documents needed to obtain photo ID ☐ Work schedule ☐ Family responsibilities
☐ Lost or stolen photo ID ☐ Photo ID applied for but not received
☐ Other reasonable impediment ____________________________________________
☐ State or federal law prohibits me from listing my impediment

Proof of Identity – I am presenting identification in the form of a copy of one of the following documents that shows my name and address:

☐ Last four digits of Social Security number and date of birth (provided above)
☐ A copy of one of the following documents that shows my name and address:

_____ a current utility bill _____ bank statement _____ government check _____ paycheck
_____ other government document _______________________________________________________

☐ Voter Registration card

For Election Official

☐ Voter did not provide any alternative identification document or information.

FRAUDULENTLY OR FALSELY COMPLETING THIS FORM IS A CLASS I FELONY UNDER CHAPTER 163 OF THE NC GENERAL STATUTES

X

VOTER’S SIGNATURE (REQUIRED) ________________________________ DATE ________________________________

CASE 13-CV-00660-TDS-JEP, Document 420-1, Filed 02/11/16, Page 6 of 7

EXHIBIT 2

NCSBOE 2016.01
### VOTER REGISTRATION/UPDATE FORM

**ARE YOU A CITIZEN OF THE UNITED STATES OF AMERICA?**
- YES [ ]
- NO [ ]

**WILL YOU BE AT LEAST 18 YEARS OF AGE ON OR BEFORE ELECTION DAY?**
- YES [ ]
- NO [ ]

If you checked "NO" in response to either of these questions, do not complete this form.

**LAST NAME**

**FIRST NAME**

**MIDDLE NAME**

**SUFFIX**

**RESIDENTIAL ADDRESS (STREET ADDRESS WHERE YOU NOW LIVE):**

**APT/LOT**

**CITY**

**STATE**

**ZIP**

**COUNTY**

**MAILING ADDRESS**

**PHONE**

**HAVE YOU LIVED AT YOUR ADDRESS FOR 30 OR MORE DAYS?**
- **YES** [ ]
- **NO** [ ]

**IF "NO:" DATE MOVED?**

**NAME USED IN PREVIOUS REGISTRATION**

**PREVIOUS ADDRESS**

**PREVIOUS COUNTY**

**DATE OF BIRTH**

**BIRTH STATE/COUNTRY**

**GENDER**
- **Male** [ ]
- **Female** [ ]

**RACE**
- **African American/Black** [ ]
- **American Indian/Alaska Native** [ ]
- **Asian** [ ]
- **White** [ ]
- **Multiracial** [ ]
- **Other** [ ]

**ETHNICITY**
- **Hispanic** [ ]
- **Not Hispanic** [ ]

**PARTY AFFILIATION**
- **Democratic** [ ]
- **Republican** [ ]
- **Libertarian** [ ]
- **Unaffiliated** [ ]
- **Other** [ ]

**NC DRIVER LICENSE NO.**

**LAST FOUR DIGITS OF SSN**

Check here if you do not have a NC DMV-issued driver license, identification card or a social security number:

**VOTER’S DECLARATION OF REASONABLE IMPEDIMENT**

I DECLARE that I am the same individual who personally appeared at the polling place, that I am casting a provisional ballot while voting in person in accordance with Article 14A of Chapter 163 of the General Statutes or G.S. 163-227.2, and I suffer from a reasonable impediment that prevents me from obtaining acceptable photo identification.

**PROVISIONAL VOTER’S SIGNATURE**

[Signature]

**DATE**

**PROVISIONAL VOTING REASON:**

My reasonable impediment is due to the following reason(s):
- [ ] Lack of transportation
- [ ] Disability or illness
- [ ] Work schedule
- [ ] Family responsibilities
- [ ] Other reasonable impediment
- [ ] State or federal law prohibits me from listing my impediment

**PROOF OF IDENTITY**

I am presenting identification in the form of a copy of one of the following documents that shows my name and address: a current utility bill, bank statement, government check, paycheck, or other government document; or my voter registration card; or the last four digits of my social security number and my date of birth.

**Voter provided the proof of identity noted to the right:**
- [ ] Last four digits of Social Security number ___________ and date of birth ________________.
- [ ] A copy of one of the following documents that shows voters name and address: _____a current utility bill _____bank statement _____government check _____paycheck
- [ ] Other government document

**Election Official**

- [ ] Voter Registration card
- [ ] Voter did not provide any alternative identification document or information.

**VRN:**

**SEMS PRECINCT:**

**SEMS BALLOT:**

**Poll Book No.:**

**PIN:**

**PARTY VOTED**

**BALLOT STYLE ISSUED**

**OFFICIAL USE ONLY**

- [ ] Station
- [ ] Site

- [ ] Voting Method
- [ ] Transaction

- [ ] Voting Date/Time
- [ ] Operator or Name

**V2015 07**

EXHIBIT 3