DECLARATION OF BRAD BRYANT

I, Brad Bryant, Deputy Assistant Secretary of State for the Kansas Secretary of State’s Office, having been duly sworn, do hereby depose and state as follows to the best of my knowledge and belief:

1. This Affidavit is made in support of the Plaintiffs’ Motion to Advance the Trial on the Merits and to Convert Plaintiffs’ Motion for Preliminary Injunctive Relief to a Motion for Summary Judgment, filed contemporaneously.

2. I am a Deputy Assistant Secretary of State for the Kansas Secretary of State’s Office, and my primary job responsibilities are related to Kansas elections. I have held this position since February 1993. Pursuant to my duties, I supervise and direct the planning of elections for our office and provide training on elections issues to county clerks and elections officials.

3. The state of Kansas will conduct a primary election for local, state, and federal offices on August 5, 2014.

4. If the Defendants do not make the requested modifications to the mail voter registration form (hereinafter “the Federal Form”), our office will be responsible for developing and implementing a means to conduct a bifurcated election (an election in which some voters will be registered to vote in local, state and federal elections and other voters will be registered to vote in federal elections only) prior to the August 5, 2014 primary.

5. A major portion of implementing a bifurcated election will involve educating and training county clerks and election officials as well as providing materials to assist county clerks and elections officials with the training of poll workers.
6. Traditionally, we begin training and educating county clerks and county election officials for upcoming elections at regional meetings held in March of each year. Furthermore, we conduct a major training session each year at the annual conference of the Kansas County Clerks and Election Officials Association held in early May.

7. Implementing a bifurcated election will add an unprecedented complication that will require extra time to plan and execute.

8. As an example of the complexity involved in establishing protocol for implementing a bifurcated election system and in training county clerks and elections officials, our office hosted a planning meeting on August 29, 2013, attended by approximately 20 of Kansas’s 105 county clerks and election commissioners, all members of a standing task force, to discuss the potential bifurcated election system. The meeting lasted approximately 6 hours at the conclusion of which much uncertainty remained among the meeting participants.

9. In order to properly train county clerks and county election officials, we will need to have procedures for conducting a bifurcated election developed and established before training sessions begin in early March.

10. The longer the uncertainty lingers regarding whether the requested modifications will be made to the Federal Form, the more difficult it will be to implement a system to manage a bifurcated election.

Brad Bryant, Deputy Assistant Secretary of State
KANSAS SECRETARY OF STATE’S OFFICE
STATE OF KANSAS

COUNTY OF SHAWNEE

SUBSCRIBED, ACKNOWLEDGED, AND SWORN TO before me, the undersigned Notary Public, by Brad Bryant in his capacity as Deputy Assistant Secretary of State, Kansas Secretary of State's Office, on this the 7th day of November, 2013.

Notary Public

My Appointment Expires: 5-9-2017