

BY ORDER OF THE STATE ELECTIONS BOARD OF GEORGIA

WHEREAS, pursuant to an ongoing investigation by the State Election Board (SEB Case No. 2014-000014), Third Sector Development, Inc. was subpoenaed on September 18, 2014 to produce all archival copies of completed voter registration forms in its possession;

WHEREAS, State Elections Board Rule 183-1-6-.02(9)(c) requires private entities conducting voter registration drives destroy all archival copies of completed voter registration applications not later than 90 days following the transmittal of the completed voter registration application to the Secretary of State or board of registrars using the document destruction requirements set forth in O.C.G.A. § 10-15-2;

WHEREAS, Third Sector Development requested a variance from State Elections Board Rule 183-1-6-.02(9)(c) pursuant to O.C.G.A. § 50-13-9.1 on September 26, 2014, to allow its legal counsel to possess archival copies of completed voter registration applications after the 90-day deadline for the purpose of complying with the State Elections Board subpoena and related investigation; and

WHEREAS, the State Elections Board finds a rule variance is necessary to prevent substantial hardship for Third Sector Development, Inc. in compliance with the State Elections Board's investigation.

IT IS SO ORDERED that Third Sector Development, Inc, shall have a variance from State Elections Board Rule 183-1-6-.02(9)(c) by and through its legal counsel for the purpose of representing Third Sector Development in connection with the State Election Board investigation.

IT IS FURTHER ORDERED that Third Sector Development's legal counsel shall be permitted to retain archival copies of completed voter registration applications that have been produced pursuant to the subpoena solely for the purpose of ensuring compliance with the subpoena and the State Election Board investigation until informed in writing by the Chairman of the State Elections Board that SEB Case No. 2014-00014 (Third Sector Development, Inc.) has closed.

IT IS FURTHER ORDERED that legal counsel for Third Sector Development shall certify in writing to the Chairman of the State Elections Board within 30 days of receipt of notice from the SEB Chair that SEB Case No. 2014-000014 is closed that it has complied with State Elections Board Rule 183-1-6-.02(9)(c) and has destroyed all archival copies of completed voter registration applications in its possession as required by the rule.

This order is hereby adopted this day, Monday October 20, 2014, at the special called meeting of the State Elections Board of Georgia, Room 810 – West Tower, Sloppy Floyd State Office Building, Atlanta, Georgia.



BRIAN P. KEMP

Chairman, State Elections Board