

**RESOLUTION OF THE
SOUTH CAROLINA STATE ELECTION COMMISSION
Resolution No. 2026-01-A**

**A RESOLUTION AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE A
MEMORANDUM OF UNDERSTANDING WITH THE
UNITED STATES DEPARTMENT OF JUSTICE
PURSUANT TO S.C. CODE ANN. § 7-5-186(C) AND TO TAKE ALL ACTIONS
NECESSARY AND APPROPRIATE TO IMPLEMENT THE SAME**

WHEREAS, the South Carolina State Election Commission (“Commission”) is the state agency responsible for establishing standardized processes for the administration of elections and voter registration, ensuring that the Commission and the county boards of voter registration and elections comply with applicable state and federal election law, maintaining a statewide voter registration database, and conducting, by and through the Commission’s Executive Director, an annual general registration list maintenance program to maintain accurate voter registration records in the statewide voter registration system; and

WHEREAS, S.C. Code Ann. § 7-5-186(C) authorizes the Commission to enter into agreements with other States, groups of States, governmental entities, persons, or organizations, as the Commission considers necessary, related to maintaining the statewide voter registration database or engaging in legitimate governmental purposes related to the maintenance of the statewide voter registration database; and

WHEREAS, the United States Department of Justice (“Department”), through its Civil Rights Division, has requested access to South Carolina’s voter registration list and certain associated data pursuant to the Department’s authority and enforcement responsibilities under the National Voter Registration Act, the Help America Vote Act, Title III of the Civil Rights Act of 1960, and the Privacy Act of 1974; and

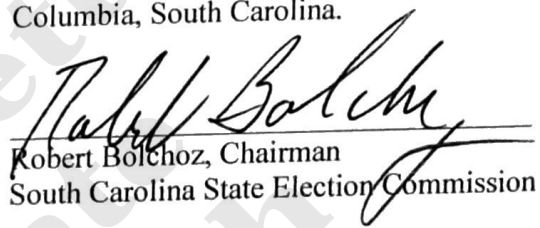
WHEREAS, the Commission has received a proposed Memorandum of Understanding (“MOU”) from the Department, dated April 23, 2026, and executed by Acting Chief of the Voting Section of the Department’s Civil Rights Division, setting forth the terms and conditions under which certain voter registration data will be transmitted, used, safeguarded, and returned or destroyed, and incorporating certain provisions and protections the Commission considers necessary and appropriate, to include providing for the secure transmission of data and cryptographic hashing of personal identifying information, acknowledging potentially applicable notice requirements under state or federal law, recognizing the Commission’s authority and responsibility with respect to maintaining the statewide voter registration database, and clarifying terms related to the effective date, duration, and termination of the parties’ obligations; and

WHEREAS, the Commission has reviewed the MOU, a copy of which is attached hereto, and finds that execution of the MOU is consistent with the Commission’s statutory authority under South Carolina law, including S.C. Code Ann. § 7-5-186(C), and is in the public interest.


NOW, THEREFORE, BE IT RESOLVED BY THE SOUTH CAROLINA STATE ELECTION COMMISSION AS FOLLOWS:

1. The Commission authorizes and directs the Executive Director, on behalf of the Commission, to execute the MOU with the Department in substantially the form reviewed by the Commission, with such non-substantive technical or conforming changes as the Executive Director, in consultation with the Chairman, deems necessary or appropriate.
2. The Executive Director is further authorized to transmit the executed MOU, together with any appropriate correspondence, to the Department.
3. The Executive Director is further authorized to take any and all actions necessary and appropriate to implement the MOU and to perform the Commission's obligations thereunder, in each case consistent with applicable state and federal law.
4. The Commission authorizes the contemporaneous public release of the executed MOU.
5. This Resolution shall take effect immediately upon its adoption by the Commission.

ADOPTED this 28th day of April, 2026, by the South Carolina State Election Commission, at its duly noticed, called, and convened meeting in Columbia, South Carolina.


Robert Bolchoz, Chairman
South Carolina State Election Commission

ATTEST:


Conway Belangia, Executive Director
South Carolina State Election Commission