



NORTH CAROLINA

STATE BOARD OF ELECTIONS

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April 7, 2021

Gaston County Board of Elections
ATTN: Adam Ragan
PO Box 1396
Gastonia, NC 28053

Re: Authorization for Noncompetitive Procurement Under CFR § 200.320(c)

Dear Director Ragan:

The State Board of Elections received your request dated March 10, 2021 for written authorization for noncompetitive procurement under 2 CFR § 200.320(c) to purchase voting equipment.

Federal Help America Vote Act funds can only be used to purchase goods or services through a noncompetitive procurement if one or more of the circumstances set forth in 2 CFR § 200.320(c) apply, as shown below:

- (1) The acquisition of property or services, the aggregate dollar amount of which does not exceed the micro-purchase threshold;
- (2) The item is available only from a single source;
- (3) The public exigency or emergency for the requirement will not permit a delay resulting from publicizing a competitive solicitation;
- (4) The Federal awarding agency or pass-through entity expressly authorizes a noncompetitive procurement in response to a written request from the non-Federal entity; or
- (5) After solicitation of a number of sources, competition is determined inadequate.

This letter serves as authorization for noncompetitive procurement under 2 CFR § 200.320(c)(4).

Numbered Memo 2021-01 outlines procedures that county boards of elections must follow when purchasing voting equipment. The authorization contained in this letter does not replace the requirements explained in that Memo.

Please be reminded that all contracts made under the Federal award must contain the provisions required under 2 CFR § 200.327.

Please feel free to contact me if you have any additional questions.

Sincerely,

Amy E. Strange
Chief Operating Officer