The State of Texas

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Jane Nelson
Secretary of State

December 23, 2025

Eric Neff
Trial Attorney
Civil Rights Division
U.S. Department of Justice

Dear Mr. Neff:

As a follow-up to my December 5, 2025 letter, the Office of the Texas Secretary of State (the "Office") is providing certain voter registration data to the U.S. Department of Justice (the "Department") today pursuant to the parties' Memorandum of Understanding ("MOU"). We will transmit this information via the Department's secure file-sharing system, consistent with the terms of the MOU.

As indicated in my initial letter, the Office is producing the requested data to the Department as an intergovernmental transfer, as the records include information that would otherwise be exempt from disclosure under the Texas Public Information Act (Texas Government Code, Chapter 552). **The Secretary of State's transmission of data to the Department of Justice does not constitute a public release of any such information under federal or state law.**

To reiterate several points in my December 5 correspondence, the MOU—by its express terms—is not "intended to conflict with current law or regulation or the directives of Department" or the State of Texas. In addition, the agreement recognizes that nothing in the MOU "is intended or should be construed to limit or affect the duties, responsibilities, and rights of [the Office]" under the National Voter Registration Act, the Help America Vote Act, and other federal laws. So too for the Office's obligations under Texas law, including the Texas Public Information Act and the Texas Election Code, which remain unchanged with the MOU. Accordingly, we are providing the requested data with the understanding that the Department will comply with all applicable laws—as well as the confidentiality and security provisions of the MOU—related to maintaining and transmitting the information.

If you have any questions or need additional information from the Office regarding our transmission of data in response to the Department's request, please contact me.

Sincerely,

Adam Bitter
General Counsel
Office of the Texas Secretary of State