



CITIZENS FOR  
RESPONSIBILITY &  
ETHICS IN WASHINGTON

July 16, 2021

Senator Mike Cuffe  
Montana State Capitol  
1301 East Sixth Avenue  
Helena, MT 59601  
[mike.cuffe@mtleg.gov](mailto:mike.cuffe@mtleg.gov)

Senator Cuffe:

Citizens for Responsibility and Ethics in Washington (“CREW”) makes this request for records from the Montana Senate pursuant to Article II, Section 9, of the Montana Constitution, and the Montana Public Records Act, Mont. Code Ann. §§ 2-6-1001 et seq.

Specifically, CREW requests the following records relating to Senate Bill 169 (“SB 169”) created on or before April 12, 2021:

1. All records discussing the potential effect of any provision of SB 169 on Black voters, Latino voters, Native American voters, other racial or ethnic minority voters, elderly voters, or voters with disabilities, including without limitation the following provisions of SB 169:
  - i. Identification Requirements for In-Person Voting (SB 169 Section 2)
  - ii. Identification Requirements for Voting By Mail (SB 169 Section 3)
  - iii. Identification Requirements for Provisional Ballots (SB 169 Section 4)
2. All records reflecting any analysis, consideration, or determination regarding how SB 169 would serve to prevent purported voter fraud or irregularities, including any evidence or data supporting such analyses.
3. All records relating to the legislative procedures by which SB 169 was passed, including, without limitation, records relating to:
  - i. Requirements or limitations regarding testimony from members of the public on the bill
  - ii. Requirements or limitations regarding legislative debate on the bill
  - iii. Efforts to expedite the legislative process for the bill
4. All records relating to the decision to make the bill effective “on passage and approval.” (SB 169 Section 7).
5. All records reflecting any communications, meetings, phone calls, or conversations regarding SB 169 or any predecessor version of that bill with representatives of any non-governmental or private organization, including without limitation the following organizations and individuals:
  - i. Heritage Action for America



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- ii. Heritage Foundation
- iii. Susan B. Anthony List
- iv. American Principles Project
- v. Tea Party Patriots
- vi. FreedomWorks
- vii. American Legislative Exchange Council (ALEC)
- viii. Family Research Council
- ix. Honest Elections Project
- x. State Policy Network
- xi. Alliance Defending Freedom
- xii. Federalist Society
- xiii. Clea Mitchell
- xiv. Ken Cuccinelli

Please search for responsive records regardless of format, medium, or physical characteristics. We seek records of any kind, including paper records, electronic records, audiotapes, videotapes, photographs, data, and graphical material. Our request includes without limitation all correspondence, letters, emails, text messages, facsimiles, telephone messages, voice mail messages, and transcripts, notes, or minutes of any meetings, telephone conversations, or discussions. Our request also includes any attachments to emails and other records, as well as emails to which the subjects of this request were cc'ed or bcc'ed.

If it is your position that any portion of the requested records is exempt from disclosure, please state the basis of the exemption you contend is applicable. If some portions of the requested records are properly exempt from disclosure, please redact those portions and produce the remainder of the requested records.

CREW is a non-profit corporation, organized under section 501(c)(3) of the Internal Revenue Code. CREW is committed to protecting the public's right to be aware of the activities of government officials, to ensuring the integrity of those officials, and to highlighting and reducing the influence of money on politics. CREW intends to analyze the information responsive to this request and to share its analysis with the public. The release of information obtained through this request is not in CREW's financial interest. Further, this information is not being sought for commercial purposes.

If there are any fees for searching or copying these records, CREW agrees to pay up to \$100. If copying fees are expected to exceed \$100, or if you anticipate that "extensive use" of information technology resources or extensive clerical or supervisory assistance will be needed to fulfill this request, please contact me at (202) 408-5565 or [liheanachor@citizensforethics.org](mailto:liheanachor@citizensforethics.org).

Where possible, please produce records in electronic format. Please send the requested records to me at either [liheanachor@citizensforethics.org](mailto:liheanachor@citizensforethics.org) or Laura Iheanachor,



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Citizens for Responsibility and Ethics in Washington, 1331 F St. NW, Suite 900, Washington, D.C. 20004.

Please contact me if you have any questions about this request or foresee any problems in fully releasing the requested records.

Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Laura Iheanachor". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Laura Iheanachor  
Staff Counsel