

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE HOUSE BILL 1133**

Chapter 100, Laws of 1999

56th Legislature  
1999 Regular Session

VOTER REGISTRATION LISTS

EFFECTIVE DATE: 7/25/99

Passed by the House March 12, 1999  
Yeas 96 Nays 0

CLYDE BALLARD  
**Speaker of the House of  
Representatives**

FRANK CHOPP  
**Speaker of the House of  
Representatives**

Passed by the Senate April 9, 1999  
Yeas 48 Nays 0

BRAD OWEN  
**President of the Senate**

Approved April 23, 1999

GARY LOCKE  
**Governor of the State of Washington**

CERTIFICATE

We, Dean R. Foster and Timothy A. Martin, Co-Chief Clerks of the House of Representatives of the State of Washington, do hereby certify that the attached is **SUBSTITUTE HOUSE BILL 1133** as passed by the House of Representatives and the Senate on the dates hereon set forth.

DEAN R. FOSTER  
**Chief Clerk**

TIMOTHY A. MARTIN  
**Chief Clerk**

FILED

April 23, 1999 - 3:18 p.m.

**Secretary of State  
State of Washington**

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**SUBSTITUTE HOUSE BILL 1133**

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Passed Legislature - 1999 Regular Session

**State of Washington**

**56th Legislature**

**1999 Regular Session**

**By** House Committee on State Government (originally sponsored by Representatives Bush, Ogden, Talcott, Buck, D. Schmidt, DeBolt, McDonald, Sump, Parlette, Lambert, Clements, Romero, Cairnes, Quall, G. Chandler, H. Sommers, Mielke, Koster, O'Brien, Sullivan, Thomas, Barlean, Campbell, Dunn, Mulliken, Alexander and Esser)

Read first time 02/19/1999.

1       AN ACT Relating to periodically maintaining voter registration  
2 lists; amending RCW 29.10.090, 29.10.180, and 29.10.040; and adding new  
3 sections to chapter 29.10 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5       **Sec. 1.** RCW 29.10.090 and 1994 c 57 s 41 are each amended to read  
6 as follows:

7       ~~((The local registrar of vital statistics in cities of the first  
8 class shall submit monthly to the county auditor a list of the names  
9 and addresses, if known, of all persons over eighteen years of age who  
10 have died.))~~

11       In addition to case-by-case maintenance under RCW 29.10.071 and  
12 29.10.075 and the general program of maintenance of voter registration  
13 lists under RCW 29.10.180, deceased voters will be canceled from voter  
14 registration lists as follows:

15       (1) Every month, the registrar of vital statistics of the state  
16 shall prepare a separate list of persons who resided in each county,  
17 for whom a death certificate was transmitted to the registrar and was  
18 not included on a previous list, and shall supply ((such monthly lists

1 ~~for each county of the state, exclusive of cities of the first class,~~)  
2 the appropriate list to ~~((the))~~ each county auditor ~~((thereof))~~.

3 ~~((The))~~ A county ~~((auditors))~~ auditor shall compare ~~((such lists))~~  
4 this list with the registration records and cancel the registrations of  
5 deceased voters within at least forty-five days before the next primary  
6 or election held in the county after the auditor receives the list.

7 (2) In addition, the county auditor may also use newspaper obituary  
8 articles as a source of information in order to cancel a voter's  
9 registration. The auditor must verify the identity of the voter by  
10 matching the voter's date of birth or an address. The auditor shall  
11 record the date and source of the obituary in the cancellation records.

12 (3) In addition ~~((to the above manner of canceling registration~~  
13 ~~records of deceased voters))~~, any registered voter may sign a  
14 statement, subject to the penalties of perjury, to the effect that to  
15 his or her personal knowledge or belief another registered voter is  
16 deceased. This statement may be filed with the county auditor. Upon  
17 the receipt of such signed statement, the county auditor shall cancel  
18 the registration records concerned and so notify the secretary of  
19 state. Upon receipt of such notice, the secretary of state shall in  
20 turn cancel his or her copy of said registration record.

21 The secretary of state as chief elections officer shall cause such  
22 form to be designed to carry out the provisions of this section. The  
23 county auditors shall have such forms available for public use.  
24 Further, each such public officer having jurisdiction of an election  
25 shall make available a reasonable supply of such forms for the use of  
26 the precinct election officers at each polling place on the day of an  
27 election.

28 **Sec. 2.** RCW 29.10.180 and 1994 c 57 s 44 are each amended to read  
29 as follows:

30 In addition to the case-by-case maintenance required under RCW  
31 29.10.071 and 29.10.075 and the canceling of registrations under RCW  
32 29.10.090, the county auditor shall establish a general program of  
33 voter registration list maintenance. This program must be a thorough  
34 review that is applied uniformly throughout the county and must be  
35 nondiscriminatory in its application. Any program established must be  
36 completed at least once every two years and not later than ninety days  
37 before the date of a primary or general election for federal office.

1 The county may fulfill its obligations under this section in one of the  
2 following ways:

3 (1) The county auditor may enter into one or more contracts with  
4 the United States postal service, or its licensee, which permit the  
5 auditor to use postal service change-of-address information. If the  
6 auditor receives change of address information from the United States  
7 postal service that indicates that a voter has changed his or her  
8 residence address within the county, the auditor shall transfer the  
9 registration of that voter and send ~~((an acknowledgment))~~ a  
10 confirmation notice informing the voter of the transfer to the new  
11 address. If the auditor receives postal change of address information  
12 indicating that the voter has moved out of the county, the auditor  
13 shall send a confirmation notice to the voter ~~((, send the voter a  
14 registration by mail form at the voter's new address,))~~ and advise the  
15 voter of the need to reregister in the new county. The auditor shall  
16 place the voter's registration on inactive status;

17 (2) A direct, nonforwardable, nonprofit or first-class ~~((, return if  
18 undeliverable, address correction requested,))~~ mailing to every  
19 registered voter within the county bearing the postal endorsement  
20 "Return Service Requested." If address correction information for a  
21 voter is received by the county auditor after this mailing, the auditor  
22 shall place that voter on inactive status and shall send to the voter  
23 a confirmation notice;

24 (3) Any other method approved by the secretary of state.

25 **Sec. 3.** RCW 29.10.040 and 1994 c 57 s 36 are each amended to read  
26 as follows:

27 A registered voter who changes his or her residence from one county  
28 to another county, shall be required to register anew. ~~((Before  
29 registering anew,))~~ The voter shall sign an authorization to cancel his  
30 or her present registration. ~~((The authorization shall be on a form  
31 prescribed by the secretary of state by rule. The))~~ An authorization  
32 ~~((shall))~~ to cancel a voter's registration must be forwarded promptly  
33 to the county auditor of the county in which the voter was previously  
34 registered. The county auditor of the county where the previous  
35 registration was made shall cancel the registration of the voter if it  
36 appears that the signatures in the registration record and on the  
37 cancellation authorization form were made by the same person.

1        NEW SECTION.    **Sec. 4.**    A new section is added to chapter 29.10 RCW  
2 to read as follows:

3        In addition to the case-by-case cancellation procedure required in  
4 RCW 29.10.040, the county auditor, in conjunction with the office of  
5 the secretary of state, shall participate in an annual list maintenance  
6 program designed to detect persons registered in more than one county.  
7 This program must be applied uniformly throughout the county and must  
8 be nondiscriminatory in its application. The program must be completed  
9 not later than thirty days before the date of a primary or general  
10 election.

11        The office of the secretary of state shall cause to be created a  
12 list of registered voters with the same date of birth and similar names  
13 who appear on two or more county lists of registered voters. The  
14 office of the secretary of state shall forward this list to each county  
15 auditor so that they may properly cancel the previous registration of  
16 voters who have subsequently registered in a different county. The  
17 county auditor of the county where the previous registration was made  
18 shall cancel the registration of the voter if it appears that the  
19 signatures in the registration and the signature provided to the new  
20 county on the voter's new registration were made by the same person.  
21 The office of the secretary of state shall adopt rules to facilitate  
22 this process.

23        NEW SECTION.    **Sec. 5.**    A new section is added to chapter 29.10 RCW  
24 to read as follows:

25        The secretary of state shall create a standard electronic file  
26 format (state transfer form) to be used for the transfer of voter  
27 registration information between county auditors and the office of the  
28 secretary of state. The format must be prescribed by rule and contain  
29 at least the following information: Voter name, address, date of  
30 birth, date of registration, mailing address, legislative and  
31 congressional district, and digitized signature image. Each county  
32 shall program its voter registration system to convert this data from  
33 the county's storage format into the state transfer format. Every  
34 county shall complete this work by January 1, 2000. Each county may  
35 bill reasonable programming costs incurred by it to the office of the  
36 secretary of state by June 1, 2000.

Passed the House March 12, 1999.  
Passed the Senate April 9, 1999.  
Approved by the Governor April 23, 1999.  
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