

EHB 2205 - S AMD 214

By Senator Kastama

1 On page 2, beginning on line 6, after "may" strike all material
2 through "state" on line 7 and insert "preregister to vote"

3 On page 2, line 8, after "registration" strike "will" and insert
4 "must"

5 On page 2, line 11, after "(3)" strike all material through "will"
6 and insert "An acknowledgment notice must"

7 On page 2, beginning on line 14, strike all of subsection (4)

8 On page 3, beginning on line 4, after "(9)" strike all material
9 through "election" on line 11 and insert "A check box allowing the
10 applicant to confirm (~~(that he or she is at least eighteen years of age~~
11 ~~or will be eighteen years of age by the next election)~~) his or her age"

12 On page 5, after line 17, insert the following:

13 "**Sec. 6.** RCW 29A.08.710 and 2005 c 246 s 17 are each amended to
14 read as follows:

15 (1) The county auditor shall have custody of the original voter
16 registration records for each county. The original voter registration
17 form must be filed without regard to precinct and is considered
18 confidential and unavailable for public inspection and copying. An
19 automated file of all registered voters must be maintained pursuant to
20 RCW 29A.08.125. An auditor may maintain the automated file in lieu of
21 filing or maintaining the original voter registration forms if the
22 automated file includes all of the information from the original voter
23 registration forms including, but not limited to, a retrievable
24 facsimile of each voter's signature.

1 (2) The following information contained in voter registration
2 records or files regarding a voter or a group of voters is available
3 for public inspection and copying, except as provided in RCW 40.24.060:
4 The voter's name, address, political jurisdiction, gender, date of
5 birth, voting record, date of registration, and registration number.
6 No other information from voter registration records or files is
7 available for public inspection or copying.

8 (3) No personal information from an application to preregister to
9 vote is available for public inspection or copying until the applicant
10 is entered into the statewide voter registration database.

11 **Sec. 7.** RCW 29A.04.611 and 2011 c 10 s 13 are each amended to read
12 as follows:

13 The secretary of state as chief election officer shall make
14 reasonable rules in accordance with chapter 34.05 RCW not inconsistent
15 with the federal and state election laws to effectuate any provision of
16 this title and to facilitate the execution of its provisions in an
17 orderly, timely, and uniform manner relating to any federal, state,
18 county, city, town, and district elections. To that end the secretary
19 shall assist local election officers by devising uniform forms and
20 procedures.

21 In addition to the rule-making authority granted otherwise by this
22 section, the secretary of state shall make rules governing the
23 following provisions:

- 24 (1) The maintenance of voter registration records;
- 25 (2) The preparation, maintenance, distribution, review, and filing
26 of precinct maps;
- 27 (3) Standards for the design, layout, and production of ballots;
- 28 (4) The examination and testing of voting systems for
29 certification;
- 30 (5) The source and scope of independent evaluations of voting
31 systems that may be relied upon in certifying voting systems for use in
32 this state;
- 33 (6) Standards and procedures for the acceptance testing of voting
34 systems by counties;
- 35 (7) Standards and procedures for testing the programming of vote
36 tallying software for specific primaries and elections;

- 1 (8) Standards and procedures for the preparation and use of each
2 type of certified voting system including procedures for the operation
3 of counting centers where vote tallying systems are used;
- 4 (9) Standards and procedures to ensure the accurate tabulation and
5 canvassing of ballots;
- 6 (10) Consistency among the counties of the state in the preparation
7 of ballots, the operation of vote tallying systems, and the canvassing
8 of primaries and elections;
- 9 (11) Procedures to ensure the secrecy of a voter's ballot when a
10 small number of ballots are counted;
- 11 (12) The use of substitute devices or means of voting when a voting
12 device is found to be defective, the counting of votes cast on the
13 defective device, the counting of votes cast on the substitute device,
14 and the documentation that must be submitted to the county auditor
15 regarding such circumstances;
- 16 (13) Procedures for the transportation of sealed containers of
17 voted ballots or sealed voting devices;
- 18 (14) The acceptance and filing of documents via electronic
19 transmission;
- 20 (15) Voter registration and preregistration applications and
21 records;
- 22 (16) The use of voter registration information in the conduct of
23 elections;
- 24 (17) The coordination, delivery, and processing of voter
25 registration records accepted by driver licensing agents or the
26 department of licensing;
- 27 (18) The coordination, delivery, and processing of voter
28 registration records accepted by agencies designated by the governor to
29 provide voter registration services;
- 30 (19) Procedures to receive and distribute voter registration
31 applications by mail;
- 32 (20) Procedures for a voter to change his or her voter registration
33 address within a county by telephone;
- 34 (21) Procedures for a voter to change the name under which he or
35 she is registered to vote;
- 36 (22) Procedures for canceling dual voter registration records and
37 for maintaining records of persons whose voter registrations have been
38 canceled;

- 1 (23) Procedures for the electronic transfer of voter registration
2 records between county auditors and the office of the secretary of
3 state;
- 4 (24) Procedures and forms for declarations of candidacy;
- 5 (25) Procedures and requirements for the acceptance and filing of
6 declarations of candidacy by electronic means;
- 7 (26) Procedures for the circumstance in which two or more
8 candidates have a name similar in sound or spelling so as to cause
9 confusion for the voter;
- 10 (27) Filing for office;
- 11 (28) The order of positions and offices on a ballot;
- 12 (29) Sample ballots;
- 13 (30) Independent evaluations of voting systems;
- 14 (31) The testing, approval, and certification of voting systems;
- 15 (32) The testing of vote tallying software programming;
- 16 (33) Standards and procedures to prevent fraud and to facilitate
17 the accurate processing and canvassing of ballots, including standards
18 for the approval and implementation of hardware and software for
19 automated signature verification systems;
- 20 (34) Standards and procedures to guarantee the secrecy of ballots;
- 21 (35) Uniformity among the counties of the state in the conduct of
22 elections;
- 23 (36) Standards and procedures to accommodate overseas voters and
24 service voters;
- 25 (37) The tabulation of paper ballots;
- 26 (38) The accessibility of voting centers;
- 27 (39) The aggregation of precinct results if reporting the results
28 of a single precinct could jeopardize the secrecy of a person's ballot;
- 29 (40) Procedures for conducting a statutory recount;
- 30 (41) Procedures for filling vacancies in congressional offices if
31 the general statutory time requirements for availability of ballots,
32 certification, canvassing, and related procedures cannot be met;
- 33 (42) Procedures for the statistical sampling of signatures for
34 purposes of verifying and canvassing signatures on initiative,
35 referendum, and recall election petitions;
- 36 (43) Standards and deadlines for submitting material to the office
37 of the secretary of state for the voters' pamphlet;

- 1 (44) Deadlines for the filing of ballot titles for referendum bills
2 and constitutional amendments if none have been provided by the
3 legislature;
- 4 (45) Procedures for the publication of a state voters' pamphlet;
- 5 (46) Procedures for conducting special elections regarding nuclear
6 waste sites if the general statutory time requirements for availability
7 of ballots, certification, canvassing, and related procedures cannot be
8 met;
- 9 (47) Procedures for conducting partisan primary elections;
- 10 (48) Standards and procedures for the proper conduct of voting on
11 accessible voting devices;
- 12 (49) Standards for voting technology and systems used by the state
13 or any political subdivision to be accessible for individuals with
14 disabilities, including nonvisual accessibility for the blind and
15 visually impaired, in a manner that provides the same opportunity for
16 access and participation, including privacy and independence, as other
17 voters;
- 18 (50) All data formats for transferring voter registration data on
19 electronic or machine-readable media for the purpose of administering
20 the statewide voter registration list required by the Help America Vote
21 Act (P.L. 107-252);
- 22 (51) Defining the interaction of electronic voter registration
23 election management systems employed by each county auditor to maintain
24 a local copy of each county's portion of the official state list of
25 registered voters;
- 26 (52) Provisions and procedures to implement the state-based
27 administrative complaint procedure as required by the Help America Vote
28 Act (P.L. 107-252);
- 29 (53) Facilitating the payment of local government grants to local
30 government election officers or vendors; and
- 31 (54) Standards for the verification of signatures on ballot
32 declarations."

33 Renumber the remaining section consecutively.

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1 On page 1, line 2 of the title, after "29A.08.330," strike "and"

2 On page 1, line 2 of the title, after "46.20.155" insert "
3 29A.08.710, and 29A.04.611"

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