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**SENATE BILL 5140**

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**State of Washington**

**68th Legislature**

**2023 Regular Session**

**By** Senator Fortunato

Prefiled 01/04/23. Read first time 01/09/23. Referred to Committee on State Government & Elections.

1 AN ACT Relating to creating the state elections confidence using  
2 rigorous examination act; adding a new section to chapter 29A.08 RCW;  
3 and creating a new section.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 29A.08  
6 RCW to read as follows:

7 (1) The office of the secretary of state shall contract with  
8 individuals for the purposes of a security test of the voter  
9 registration system. Such testing must analyze system gaps and other  
10 flaws that could allow potential fraudulent or duplicate voter  
11 registration to occur.

12 (a) Part of the security test must include an investigation that  
13 allows agents to register to vote multiple times and from multiple  
14 addresses in order to test for the possibility of individuals being  
15 able to have and vote multiple times using separate voter  
16 registrations. Registrations under this test must be tracked and  
17 shared with the local canvassing board so that no ballots issued  
18 under this system are counted toward a certified election.

19 (b) While the testing is ongoing, individuals conducting the test  
20 are considered agents of the state and the activity within the scope

1 of the contract authorized under this section is not a violation of  
2 any provision of this title.

3 (c) Prior to initiating a security test under this section, the  
4 office of the secretary of state shall seek and receive a waiver from  
5 federal authorities to conduct the test.

6 (2) The office of the secretary of state must issue a report on  
7 the findings of the security test or tests described in this section,  
8 including recommendations to eliminate the potential for fraudulent  
9 voting, by January 1, 2025.

10 NEW SECTION. **Sec. 2.** This act may be known and cited as the  
11 state elections confidence using rigorous examination (SECURE) act.

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