
SENATE BILL 6092

State of Washington 65th Legislature 2018 Regular Session

By Senators Billig and Zeiger; by request of Secretary of State

Prefiled 01/05/18.

1 AN ACT Relating to automatic voter registration, including
2 establishing the future voter program for certain persons sixteen and
3 seventeen years of age; amending RCW 28A.230.150, 29A.08.110,
4 29A.08.125, 29A.08.210, 29A.08.615, 29A.08.710, 29A.08.720,
5 29A.08.760, 29A.84.140, 46.20.155, 29A.08.330, 29A.08.810, and
6 29A.08.350; reenacting and amending RCW 42.56.250; adding a new
7 section to chapter 29A.04 RCW; adding new sections to chapter 29A.08
8 RCW; adding a new section to chapter 46.20 RCW; creating a new
9 section; prescribing penalties; and providing an effective date.

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

11 NEW SECTION. **Sec. 1.** The secretary of state and legislature
12 recognize the importance of voting and voter registration. To ensure
13 that all eligible citizens can conveniently register to vote,
14 Washington state has fully implemented motor voter registration
15 through the department of licensing, agency-based voter registration,
16 voter registration by mail, in-person voter registration, and online
17 voter registration. In addition, the secretary of state delivers a
18 voter information pamphlet to every household in Washington state
19 that includes information about how to register to vote. Voter
20 registration information is provided to college students at the time
21 of registration for classes and the secretary of state sends voter

1 registration information to all young people when they turn eighteen
2 years of age. Annually, following ongoing voter registration list
3 maintenance, the secretary of state contacts potentially eligible,
4 but not yet registered voters, with registration information. Voter
5 registration information is also provided in several languages, and
6 in forms accessible to persons with disabilities. Materials are also
7 available to persons conducting voter registration drives.

8 Participation in voting by those between the ages of eighteen and
9 twenty-four is the lowest of any age group. If a person views voting
10 as important at age eighteen, they are likely to become a lifelong
11 voter. It is the intent of the secretary of state and legislature to
12 formalize a registration sign up process for those not yet eighteen
13 through the establishment of the future voter program, to authorize
14 all persons sixteen and seventeen years old to sign up to register to
15 vote, and to engage these new voters and encourage their civic
16 participation in an educational environment.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 29A.04
18 RCW to read as follows:

19 "Future voter" means a United States citizen and Washington state
20 resident, age sixteen or seventeen, who wishes to provide information
21 to the secretary of state related to voter registration.

22 **Sec. 3.** RCW 28A.230.150 and 1969 ex.s. c 223 s 28A.02.090 are
23 each amended to read as follows:

24 (1) On January 16th of each year or the preceding Friday when
25 January 16th falls on a nonschool day, there shall be observed within
26 each public school "Temperance and Good Citizenship Day". Annually
27 the state superintendent of public instruction shall duly prepare and
28 publish for circulation among the teachers of the state a program for
29 use on such day embodying topics pertinent thereto and may from year
30 to year designate particular laws for special observance.

31 (2) Each year on "Temperance and Good Citizenship Day," social
32 studies teachers must, as resources allow, coordinate a voter
33 registration event in each history or social studies class attended
34 by high school seniors. This event is known as the future voter
35 program. Teachers must make voter sign up and registration available
36 to all students.

37 (3) County auditors may, as resources allow, help coordinate
38 elements of the future voter program, and participate in voter

1 registration events for students on "Temperance and Good Citizenship
2 Day."

3 (4) Each temperance and good citizenship day event must encourage
4 students who will be eighteen years of age or older by the time of
5 the next general election to register to vote online from the
6 classroom. Students who do not possess a state identicard or driver's
7 license must be provided a paper registration form. The event must
8 include adequate time for students to complete the registration
9 process in class.

10 (5) The superintendent of public instruction, in consultation
11 with the secretary of state, must update and distribute youth voter
12 registration materials annually, by December 1st, for eligible
13 students to register to vote at school. Electronic notification of
14 the availability of the materials must be distributed to high school
15 principals and secondary social studies and history teachers.

16 (6) The superintendent of public instruction must consult with
17 the secretary of state to provide registration methods that enable
18 the electronic collection of information on the number of students
19 who registered to vote on "Temperance and Good Citizenship Day," with
20 the goal of achieving at least fifty thousand new voter registrations
21 for seventeen and eighteen year olds annually, beginning in January
22 2020.

23 (7) Beginning March 1, 2020, and annually thereafter, the
24 superintendent of public instruction must report on yearly progress
25 toward the goal established in subsection (5) of this section,
26 including the number of seventeen and eighteen year olds registered
27 to vote by county and recommendations for increasing youth voter
28 registration, to the governor and the appropriate standing committees
29 of the legislature in accordance with RCW 43.01.036.

30 (8) For the purposes of this section:

31 (a) "Future voter program" refers to the information that may be
32 collected by a number of processes about a future voter. Information
33 gathered for future voters is not public until the person becomes a
34 registered voter at age eighteen.

35 (b) "Sign up" means the act of providing information relevant to
36 eventual official voter registration at age eighteen, prior to
37 official registration at age eighteen.

38 **Sec. 4.** RCW 29A.08.110 and 2009 c 369 s 10 are each amended to
39 read as follows:

1 (1) For persons registering under RCW 29A.08.120, 29A.08.123,
2 29A.08.330, and 29A.08.340, an application is considered complete
3 only if it contains the information required by RCW 29A.08.010. The
4 applicant is considered to be registered to vote as of the original
5 date of mailing (~~(or)~~), date of delivery, or eighteenth birthday,
6 whichever is applicable. The auditor shall record the appropriate
7 precinct identification, taxing district identification, and date of
8 registration on the voter's record in the state voter registration
9 list. Any mailing address provided shall be used only for mail
10 delivery purposes, and not for precinct assignment or residency
11 purposes. Within sixty days after the receipt of an application or
12 transfer, the auditor shall send to the applicant, by first-class
13 nonforwardable mail, an acknowledgment notice identifying the
14 registrant's precinct and containing such other information as may be
15 required by the secretary of state. The postal service shall be
16 instructed not to forward a voter registration card to any other
17 address and to return to the auditor any card which is not
18 deliverable.

19 (2) If an application is not complete, the auditor shall promptly
20 mail a verification notice to the applicant. The verification notice
21 shall require the applicant to provide the missing information. If
22 the applicant provides the required information within forty-five
23 days, the applicant shall be registered to vote as of the original
24 date of application. The applicant shall not be placed on the
25 official list of registered voters until the application is complete.

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

28 (1) A person may sign up to register to vote if he or she is
29 sixteen years of age, as part of the future voter program.

30 (2) A person who signs up to register to vote may not vote until
31 reaching eighteen years of age, and his or her name may not be added
32 to the statewide voter registration database list of voters until
33 such time as he or she is eighteen years of age or will be eighteen
34 years of age before the next election.

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

1 (1) A person who has attained sixteen years of age may sign up to
2 register to vote, as part of the future voter program, by submitting
3 a voter registration application by mail.

4 (2) The applicant must attest to the truth of the information
5 provided on the application by affirmatively accepting the
6 information as true.

7 (3) If signing up to register by mail, the person must provide a
8 signature for voter registration purposes.

9 (4) The applicant must affirmatively acknowledge that he or she
10 will not vote until his or her eighteenth birthday.

11 (5) The secretary of state may employ additional security
12 measures to ensure the accuracy and integrity of voter
13 preregistration applications submitted electronically.

14 **Sec. 7.** RCW 29A.08.125 and 2009 c 369 s 12 are each amended to
15 read as follows:

16 (1) The office of the secretary of state shall maintain a
17 statewide voter registration database. This database must be a
18 centralized, uniform, interactive computerized statewide voter
19 registration list that contains the name and registration information
20 of every registered voter in the state.

21 (2) The statewide list is the official list of registered voters
22 for the conduct of all elections.

23 (3) The statewide list must include, but is not limited to, the
24 name, date of birth, residence address, signature, gender, and date
25 of registration of every legally registered voter in the state.

26 (4) A unique identifier must be assigned to each registered voter
27 in the state.

28 (5) The database must be coordinated with other government
29 databases within the state including, but not limited to, the
30 department of corrections, the department of licensing, the
31 department of health, the administrative office of the courts, and
32 county auditors. The database may also be coordinated with the
33 databases of election officials in other states.

34 (6) Authorized employees of the secretary of state and each
35 county auditor must have immediate electronic access to the
36 information maintained in the database.

37 (7) Voter registration information received by each county
38 auditor must be electronically entered into the database. The office
39 of the secretary of state must provide support, as needed, to enable

1 each county auditor to enter and maintain voter registration
2 information in the state database.

3 (8) The secretary of state has data authority over all voter
4 registration data.

5 (9) The voter registration database must be designed to
6 accomplish at a minimum, the following:

7 (a) Comply with the help America vote act of 2002 (P.L. 107-252);

8 (b) Identify duplicate voter registrations;

9 (c) Identify suspected duplicate voters;

10 (d) Screen against any available databases maintained by other
11 government agencies to identify voters who are ineligible to vote due
12 to a felony conviction, lack of citizenship, or mental incompetence;

13 (e) Provide images of voters' signatures for the purpose of
14 checking signatures on initiative and referendum petitions;

15 (f) Provide for a comparison between the voter registration
16 database and the department of licensing change of address database;

17 (g) Provide access for county auditors that includes the
18 capability to update registrations and search for duplicate
19 registrations; ((and))

20 (h) Provide for the cancellation of registrations of voters who
21 have moved out of state; and

22 (i) Provide for the storage of pending registration records for
23 persons seventeen years of age in a manner that these records will
24 not appear on the official list of registered voters until the future
25 registrant is eligible to vote.

26 (10) The secretary of state may, upon agreement with other
27 appropriate jurisdictions, screen against any available databases
28 maintained by election officials in other states and databases
29 maintained by federal agencies including, but not limited to, the
30 federal bureau of investigation, the federal court system, the
31 federal bureau of prisons, and the bureau of citizenship and
32 immigration services.

33 (11) The database shall retain information regarding previous
34 successful appeals of proposed cancellations of registrations in
35 order to avoid repeated cancellations for the same reason.

36 (12) Each county auditor shall maintain a list of all registered
37 voters within the county that are contained on the official statewide
38 voter registration list. In addition to the information maintained in
39 the statewide database, the county database must also maintain the

1 applicable taxing district and precinct codes for each voter in the
2 county, and a list of elections in which the individual voted.

3 (13) Each county auditor shall allow electronic access and
4 information transfer between the county's voter registration system
5 and the official statewide voter registration list.

6 **Sec. 8.** RCW 29A.08.210 and 2009 c 369 s 16 are each amended to
7 read as follows:

8 An applicant for voter registration shall complete an application
9 providing the following information concerning his or her
10 qualifications as a voter in this state:

11 (1) The former address of the applicant if previously registered
12 to vote;

13 (2) The applicant's full name;

14 (3) The applicant's date of birth;

15 (4) The address of the applicant's residence for voting purposes;

16 (5) The mailing address of the applicant if that address is not
17 the same as the address in subsection (4) of this section;

18 (6) The sex of the applicant;

19 (7) The applicant's Washington state driver's license number,
20 Washington state identification card number, or the last four digits
21 of the applicant's social security number if he or she does not have
22 a Washington state driver's license or Washington state
23 identification card;

24 (8) A check box allowing the applicant to indicate that he or she
25 is a member of the armed forces, national guard, or reserves, or that
26 he or she is an overseas voter;

27 (9) A check box allowing the applicant to (~~confirm~~) acknowledge
28 that he or she (~~is~~) must be at least eighteen years of age (~~or~~
29 ~~will be eighteen years of age by the next election~~) to vote;

30 (10) Clear and conspicuous language, designed to draw the
31 applicant's attention, stating that the applicant must be a United
32 States citizen in order to register to vote;

33 (11) A check box and declaration confirming that the applicant is
34 a citizen of the United States;

35 (12) The following warning:

36 "If you knowingly provide false information on this voter
37 registration form or knowingly make a false declaration about your
38 qualifications for voter registration you will have committed a class

1 C felony that is punishable by imprisonment for up to five years, a
2 fine of up to ten thousand dollars, or both."

3 (13) The oath required by RCW 29A.08.230 and a space for the
4 applicant's signature; and

5 (14) Any other information that the secretary of state determines
6 is necessary to establish the identity of the applicant and prevent
7 duplicate or fraudulent voter registrations.

8 This information shall be recorded on a single registration form
9 to be prescribed by the secretary of state.

10 **Sec. 9.** RCW 29A.08.615 and 2003 c 111 s 238 are each amended to
11 read as follows:

12 (1) Registered voters are divided into two categories, "active"
13 and "inactive." All registered voters are classified as active,
14 unless assigned to inactive status by the county auditor.

15 (2) Persons signing up to register to vote as future voters who
16 have not yet reached eighteen years of age are classified as
17 "pending" until attaining eighteen years of age.

18 **Sec. 10.** RCW 29A.08.710 and 2005 c 246 s 17 are each amended to
19 read as follows:

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

31 (2) The following information contained in voter registration
32 records or files regarding a voter or a group of voters is available
33 for public inspection and copying, except as provided in RCW
34 40.24.060: The voter's name, address, political jurisdiction, gender,
35 date of birth, voting record, date of registration, and registration
36 number. The information contained in voter registration applications
37 for persons signing up to register to vote as a future voter prior to
38 age eighteen is exempt from public inspection and copying until the

1 applicant reaches age eighteen. No other information from voter
2 registration records or files is available for public inspection or
3 copying.

4 **Sec. 11.** RCW 29A.08.720 and 2011 c 10 s 18 are each amended to
5 read as follows:

6 (1) In the case of voter registration records received through
7 the department of licensing or an agency designated under RCW
8 29A.08.310, the identity of the office or agency at which any
9 particular individual registered to vote is not available for public
10 inspection and shall not be disclosed to the public. Any record of a
11 particular individual's choice not to register to vote at an office
12 of the department of licensing or a state agency designated under RCW
13 29A.08.310 is not available for public inspection and any information
14 regarding such a choice by a particular individual shall not be
15 disclosed to the public. The information contained in voter
16 registration applications for persons signing up to register to vote
17 as future voters prior to age eighteen is exempt from public
18 inspection and copying until the applicant reaches age eighteen.

19 (2) Subject to the restrictions of RCW 29A.08.710 and 40.24.060,
20 precinct lists and current lists of registered voters are public
21 records and must be made available for public inspection and copying
22 under such reasonable rules and regulations as the county auditor or
23 secretary of state may prescribe. The county auditor or secretary of
24 state shall promptly furnish current lists of registered voters in
25 his or her possession, at actual reproduction cost, to any person
26 requesting such information. The lists shall not be used for the
27 purpose of mailing or delivering any advertisement or offer for any
28 property, establishment, organization, product, or service or for the
29 purpose of mailing or delivering any solicitation for money,
30 services, or anything of value. However, the lists and labels may be
31 used for any political purpose. The county auditor or secretary of
32 state must provide a copy of RCW 29A.08.740 to the person requesting
33 the material that is released under this section.

34 (3) For the purposes of this section, "political purpose" means a
35 purpose concerned with the support of or opposition to any candidate
36 for any partisan or nonpartisan office or concerned with the support
37 of or opposition to any ballot proposition or issue. "Political
38 purpose" includes, but is not limited to, such activities as the

1 advertising for or against any candidate or ballot measure or the
2 solicitation of financial support.

3 **Sec. 12.** RCW 29A.08.760 and 2011 1st sp.s. c 43 s 813 are each
4 amended to read as follows:

5 The secretary of state shall provide a duplicate copy of the
6 master statewide computer file or electronic data file of registered
7 voters to the consolidated technology services agency for purposes of
8 creating the jury source list without cost. The information contained
9 in voter registration applications for persons signing up to register
10 to vote as future voters prior to age eighteen is exempt from
11 inclusion until the applicant reaches age eighteen. Restrictions as
12 to the commercial use of the information on the statewide computer
13 tape or data file of registered voters, and penalties for its misuse,
14 shall be the same as provided in RCW 29A.08.720 and 29A.08.740.

15 **Sec. 13.** RCW 29A.84.140 and 2005 c 246 s 22 are each amended to
16 read as follows:

17 A person who knows that he or she does not possess the legal
18 qualifications of a voter and who registers to vote is guilty of a
19 class C felony. This section does not apply to persons age sixteen or
20 seventeen signing up to register to vote as authorized under section
21 5 of this act.

22 NEW SECTION. **Sec. 14.** A new section is added to chapter 29A.08
23 RCW to read as follows:

24 (1) A person who has attained sixteen years of age and has a
25 valid Washington state driver's license or identicard may sign up to
26 register to vote as part of the future voter program, by submitting a
27 voter registration application electronically on the secretary of
28 state's web site.

29 (2) The applicant must attest to the truth of the information
30 provided on the application by affirmatively accepting the
31 information as true.

32 (3) If signing up to register electronically, the applicant must
33 affirmatively assent to the use of his or her driver's license or
34 identicard signature for voter registration purposes.

35 (4) The applicant must affirmatively acknowledge that he or she
36 will not vote until his or her eighteenth birthday.

1 (5) A voter registration application submitted electronically is
2 otherwise considered a registration by mail.

3 (6) For each electronic registration application, the secretary
4 of state must obtain a digital copy of the applicant's driver's
5 license or identicard signature from the department of licensing.

6 (7) The secretary of state may employ additional security
7 measures to ensure the accuracy and integrity of voter
8 preregistration applications submitted electronically.

9 **Sec. 15.** RCW 46.20.155 and 2013 c 11 s 90 are each amended to
10 read as follows:

11 (1) Before issuing an original license or identicard or renewing
12 a license or identicard under this chapter, the licensing agent shall
13 determine if the applicant wants to register to vote or update his or
14 her voter registration by asking the following question:

15 "Do you want to register or sign up to vote or update your voter
16 registration?"

17 If the applicant chooses to register, sign up, or update a
18 registration, the agent shall ask the following:

19 (1) "Are you a United States citizen?"

20 (2) "Are you (~~or will~~) at least sixteen years old and do you
21 understand that you must be eighteen years of age (~~on or~~) before
22 (~~the next election~~) you vote?"

23 If the applicant answers in the affirmative to both questions,
24 the agent shall then submit the registration, sign up form, or
25 update. If the applicant answers in the negative to either question,
26 the agent shall not submit (~~a voter registration~~) an application.
27 Information provided for persons under eighteen years of age under
28 this section is exempt from public inspection and copying under
29 chapter 42.56 RCW until the person reaches eighteen years of age.

30 (2) The department shall establish a procedure that substantially
31 meets the requirements of subsection (1) of this section when
32 permitting an applicant to renew a license or identicard by mail or
33 by electronic commerce.

34 **Sec. 16.** RCW 42.56.250 and 2017 c 38 s 1 and 2017 c 16 s 1 are
35 each reenacted and amended to read as follows:

1 The following employment and licensing information is exempt from
2 public inspection and copying under this chapter:

3 (1) Test questions, scoring keys, and other examination data used
4 to administer a license, employment, or academic examination;

5 (2) All applications for public employment, including the names
6 of applicants, resumes, and other related materials submitted with
7 respect to an applicant;

8 (3) Professional growth plans (PGPs) in educator license renewals
9 submitted through the eCert system in the office of the
10 superintendent of public instruction;

11 (4) The following information held by any public agency in
12 personnel records, public employment related records, volunteer
13 rosters, or included in any mailing list of employees or volunteers
14 of any public agency: Residential addresses, residential telephone
15 numbers, personal wireless telephone numbers, personal email
16 addresses, social security numbers, driver's license numbers,
17 identicard numbers, and emergency contact information of employees or
18 volunteers of a public agency, and the names, dates of birth,
19 residential addresses, residential telephone numbers, personal
20 wireless telephone numbers, personal email addresses, social security
21 numbers, and emergency contact information of dependents of employees
22 or volunteers of a public agency. For purposes of this subsection,
23 "employees" includes independent provider home care workers as
24 defined in RCW 74.39A.240;

25 (5) Information that identifies a person who, while an agency
26 employee: (a) Seeks advice, under an informal process established by
27 the employing agency, in order to ascertain his or her rights in
28 connection with a possible unfair practice under chapter 49.60 RCW
29 against the person; and (b) requests his or her identity or any
30 identifying information not be disclosed;

31 (6) Investigative records compiled by an employing agency
32 conducting an active and ongoing investigation of a possible unfair
33 practice under chapter 49.60 RCW or of a possible violation of other
34 federal, state, or local laws prohibiting discrimination in
35 employment;

36 (7) Criminal history records checks for board staff finalist
37 candidates conducted pursuant to RCW 43.33A.025;

38 (8) Except as provided in RCW 47.64.220, salary and benefit
39 information for maritime employees collected from private employers
40 under RCW 47.64.220(1) and described in RCW 47.64.220(2);

1 (9) Photographs and month and year of birth in the personnel
2 files of employees and workers of criminal justice agencies as
3 defined in RCW 10.97.030. The news media, as defined in RCW
4 5.68.010(5), shall have access to the photographs and full date of
5 birth. For the purposes of this subsection, news media does not
6 include any person or organization of persons in the custody of a
7 criminal justice agency as defined in RCW 10.97.030; ~~((and))~~

8 (10) The global positioning system data that would indicate the
9 location of the residence of a public employee or volunteer using the
10 global positioning system recording device; and

11 (11) Information contained in voter registration records gathered
12 under Title 29A RCW and RCW 46.20.155 until the person reaches
13 eighteen years of age.

14 **Sec. 17.** RCW 29A.08.330 and 2013 c 11 s 16 are each amended to
15 read as follows:

16 (1) The secretary of state shall prescribe the method of voter
17 registration for each designated agency. The agency shall use either
18 the state voter registration by mail form with a separate declination
19 form for the applicant to indicate that he or she declines to
20 register at this time, or the agency may use a separate form approved
21 for use by the secretary of state.

22 (2) The person providing service at the agency shall offer voter
23 registration services to every client whenever he or she applies for
24 service or assistance and with each renewal, recertification, or
25 change of address. The person providing service shall give the
26 applicant the same level of assistance with the voter registration
27 application as is offered to fill out the agency's forms and
28 documents, including information about age and citizenship
29 requirements for voter registration.

30 (3) The person providing service at the agency shall determine if
31 the prospective applicant wants to register to vote or update his or
32 her voter registration by asking the following question:

33 "Do you want to register or sign up to vote or update your voter
34 registration?"

35 If the applicant chooses to register, sign up, or update a
36 registration, the service agent shall ask the following:

37 (a) "Are you a United States citizen?"

1 (b) "Are you (~~or will~~) at least sixteen years old and do you
2 understand that you must be eighteen years of age (~~on or~~) before
3 (~~the next election~~) you vote?"

4 If the applicant answers in the affirmative to both questions,
5 the agent shall then provide the applicant with a voter registration
6 form and instructions and shall record that the applicant has
7 requested to sign up to vote, register to vote, or update a voter
8 registration. If the applicant answers in the negative to either
9 question, the agent shall not provide the applicant with a voter
10 registration (~~form~~) application.

11 (4) If an agency uses a computerized application process, it may,
12 in consultation with the secretary of state, develop methods to
13 capture simultaneously the information required for voter
14 registration during a person's computerized application process.

15 (5) Each designated agency shall transmit the applications to the
16 secretary of state or appropriate county auditor within three
17 business days.

18 (6) Information provided for persons under eighteen years of age
19 for voter sign up is exempt from public inspection and copying under
20 chapter 42.56 RCW until the person reaches eighteen years of age.

21 **Sec. 18.** RCW 29A.08.810 and 2011 c 10 s 20 are each amended to
22 read as follows:

23 (1) Registration of a person as a voter is presumptive evidence
24 of his or her right to vote. A challenge to the person's right to
25 vote must be based on personal knowledge of one of the following:

26 (a) The challenged voter has been convicted of a felony and the
27 voter's civil rights have not been restored;

28 (b) The challenged voter has been judicially declared ineligible
29 to vote due to mental incompetency;

30 (c) The challenged voter does not live at the residential address
31 provided, in which case the challenger must either:

32 (i) Provide the challenged voter's actual residence on the
33 challenge form; or

34 (ii) Submit evidence that he or she exercised due diligence to
35 verify that the challenged voter does not reside at the address
36 provided and to attempt to contact the challenged voter to learn the
37 challenged voter's actual residence, including that the challenger
38 personally:

1 (A) Sent a letter with return service requested to the challenged
2 voter's residential address provided, and to the challenged voter's
3 mailing address, if provided;

4 (B) Visited the residential address provided and contacted
5 persons at the address to determine whether the voter resides at the
6 address and, if not, obtained and submitted with the challenge form a
7 signed affidavit subject to the penalties of perjury from a person
8 who owns or manages property, resides, or is employed at the address
9 provided, that to his or her personal knowledge the challenged voter
10 does not reside at the address as provided on the voter registration;

11 (C) Searched local telephone directories, including online
12 directories, to determine whether the voter maintains a telephone
13 listing at any address in the county;

14 (D) Searched county auditor property records to determine whether
15 the challenged voter owns any property in the county; and

16 (E) Searched the statewide voter registration database to
17 determine if the voter is registered at any other address in the
18 state;

19 (d) The challenged voter (~~((will))~~) is not (~~((be))~~) eighteen years of
20 age (~~((by the next election))~~); or

21 (e) The challenged voter is not a citizen of the United States.

22 (2) A person's right to vote may be challenged by another
23 registered voter or the county prosecuting attorney.

24 (3) The challenger must file a signed affidavit subject to the
25 penalties of perjury swearing that, to his or her personal knowledge
26 and belief, having exercised due diligence to personally verify the
27 evidence presented, the challenged voter either is not qualified to
28 vote or does not reside at the address given on his or her voter
29 registration record based on one of the reasons allowed in subsection
30 (1) of this section. The challenger must provide the factual basis
31 for the challenge, including any information required by subsection
32 (1)(c) of this section, in the signed affidavit. The challenge may
33 not be based on unsupported allegations or allegations by anonymous
34 third parties. All documents pertaining to the challenge are public
35 records.

36 (4) Challenges based on a felony conviction under RCW 29A.08.520
37 must be heard according to RCW 29A.08.520 and rules adopted by the
38 secretary of state.

1 NEW SECTION. **Sec. 19.** A new section is added to chapter 29A.08
2 RCW to read as follows:

3 A person between ages sixteen and eighteen years who is a citizen
4 of the United States applying for or renewing an enhanced driver's
5 license or identicard issued under RCW 46.20.202 may be signed up to
6 register to vote, as part of the future voter program, at the time of
7 registration or renewal, by automated process if the department of
8 licensing record associated with the applicant verifies United States
9 citizenship, contains the data required for voter registration under
10 RCW 29A.08.010, and includes a signature image. The person must be
11 informed that his or her record will be used for voter registration
12 once he or she attains age eighteen, and offered an opportunity to
13 decline to register.

14 NEW SECTION. **Sec. 20.** A new section is added to chapter 29A.08
15 RCW to read as follows:

16 (1) If the applicant in section 19 of this act does not decline
17 registration, the application must be stored by the department of
18 licensing until the person is seventeen years and eight months of
19 age. Once the applicant reaches seventeen years and eight months of
20 age, the application must be forwarded to the secretary of state and
21 is then considered submitted pursuant to RCW 29A.08.340. The
22 information forwarded must contain the most recent residence and
23 mailing address on file with the department.

24 (2) For each such application, the secretary of state must obtain
25 a digital copy of the applicant's signature image from the department
26 of licensing.

27 (3) The secretary of state may employ additional security
28 measures to ensure the accuracy and integrity of voter registration
29 applications submitted electronically.

30 NEW SECTION. **Sec. 21.** A new section is added to chapter 29A.08
31 RCW to read as follows:

32 A person age eighteen years or older who is a citizen of the
33 United States applying for or renewing an enhanced driver's license
34 or identicard issued under RCW 46.20.202 may be registered to vote or
35 update voter registration information at the time of registration or
36 renewal, by automated process if the department of licensing record
37 associated with the applicant verifies United States citizenship,
38 contains the data required for voter registration under RCW

1 29A.08.010, and includes a signature image. The person must be
2 informed that his or her record will be used for voter registration,
3 and offered an opportunity to decline to register.

4 NEW SECTION. **Sec. 22.** A new section is added to chapter 29A.08
5 RCW to read as follows:

6 (1) If the applicant in section 21 of this act does not decline
7 registration, the application is submitted pursuant to RCW
8 29A.08.340.

9 (2) For each such application, the secretary of state must obtain
10 a digital copy of the applicant's signature image from the department
11 of licensing.

12 (3) The secretary of state may employ additional security
13 measures to ensure the accuracy and integrity of voter registration
14 applications submitted electronically.

15 NEW SECTION. **Sec. 23.** A new section is added to chapter 29A.08
16 RCW to read as follows:

17 (1) For persons age eighteen years and older registering under
18 section 21 of this act, an application is considered complete only if
19 it contains the information required by RCW 29A.08.010 and
20 citizenship information. The applicant is considered to be registered
21 to vote as of the original date of application or renewal of an
22 enhanced driver's license or enhanced identicard issued under RCW
23 46.20.202. The auditor shall record the appropriate precinct
24 identification, taxing district identification, and date of
25 registration on the voter's record in the state voter registration
26 list. Any mailing address provided shall be used only for mail
27 delivery purposes, and not for precinct assignment or residency
28 purposes. Within sixty days after the receipt of an application or
29 transfer, the auditor shall send to the applicant, by first-class
30 nonforwardable mail, an acknowledgment notice identifying the
31 registrant's precinct and containing such other information as may be
32 required by the secretary of state. The United States postal service
33 shall be instructed not to forward a voter registration card to any
34 other address and to return to the auditor any card which is not
35 deliverable.

36 (2) If an application is not complete, the auditor shall promptly
37 mail a verification notice to the applicant. The verification notice
38 shall require the applicant to provide the missing information. If

1 the applicant provides the required information within forty-five
2 days, the applicant shall be registered to vote as of the original
3 date of application. The applicant shall not be placed on the
4 official list of registered voters until the application is complete.

5 (3) If the prospective registration applicant declines to
6 register to vote or the information provided by the department of
7 licensing does not indicate citizenship, the information shall not be
8 included on the list of registered voters.

9 NEW SECTION. **Sec. 24.** A new section is added to chapter 46.20
10 RCW to read as follows:

11 For persons eighteen years of age or older who the department has
12 determined are citizens of the United States and who are applying for
13 or renewing an enhanced driver's license or identicard under RCW
14 46.20.202, and have not declined to register to vote, the department
15 shall produce and transmit to the secretary of state the following
16 information from the records of each individual: The name, address,
17 date of birth, gender of the applicant, the driver's license number,
18 signature image, citizenship, and the date on which the application
19 was submitted. The department and the secretary of state shall
20 process information as an automated application on a daily basis.

21 **Sec. 25.** RCW 29A.08.350 and 2013 c 11 s 18 are each amended to
22 read as follows:

23 The department of licensing shall produce and transmit to the
24 secretary of state the following information from the records of each
25 individual who requested a voter registration or update at a driver's
26 license facility: The name, address, date of birth, gender of the
27 applicant, the driver's license number, signature image, citizenship,
28 and the date on which the application for voter registration or
29 update was submitted. The secretary of state shall process the
30 registrations and updates as an electronic application.

31 NEW SECTION. **Sec. 26.** This act takes effect July 1, 2019.

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