



RULE-MAKING ORDER PERMANENT RULE ONLY

CR-103P (December 2017) (Implements RCW 34.05.360)

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 25, 2024

TIME: 3:45 PM

WSR 24-16-019

Agency: Office of the Secretary of State

Effective date of rule:

Permanent Rules

- 31 days after filing.
- Other (specify) (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

- Yes No If Yes, explain:

Purpose: These proposed rules create the processes to enact the opt-out automatic voter registration system established in Engrossed Second Substitute Senate Bill 5112 (SB 5112) (2023) in a manner that ensures consistency in counties throughout the state, provide clarification on disclosure timelines related to primary-only voters in Senate Bill 5153 (2023), and create a new voter registration application form in accordance with SB 5112 (2023) and the March 15, 2024, Consent Decree entered in *Washington State Alliance for Retired Americans v. Hobbs, et al.*, W.D.WA. Case No. 3:23-CV-06014-TMC.

Citation of rules affected by this order:

- New: WAC 434-324-104
- Repealed:
- Amended: WAC 434-232-040, WAC 434-250-120, WAC 434-324-005, WAC 434-324-026
- Suspended:

Statutory authority for adoption: RCW 29A.04.611

Other authority:

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 24-11-136 on May 21, 2024 (date).
Describe any changes other than editing from proposed to adopted version: WAC 434-324-005 (OTS-5442.2) strikes the definition for "prospective registration applicant" that was proposed in OTS-5442.1.

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

- Name:
- Address:
- Phone:
- Fax:
- TTY:
- Email:
- Web site:
- Other:

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	___	Amended	___	Repealed	___
Federal rules or standards:	New	___	Amended	___	Repealed	___
Recently enacted state statutes:	New	___	Amended	___	Repealed	___

The number of sections adopted at the request of a nongovernmental entity:

New	___	Amended	___	Repealed	___
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The number of sections adopted on the agency's own initiative:

New	1	Amended	4	Repealed	0
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	1	Amended	4	Repealed	0
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The number of sections adopted using:

Negotiated rule making:	New	1	Amended	4	Repealed	0
Pilot rule making:	New	___	Amended	___	Repealed	___
Other alternative rule making:	New	___	Amended	___	Repealed	___

Date Adopted: July 25, 2024

Name: Amanda Doyle

Title: Secretary of State Chief of Staff

Signature:

