

**SSB 6362 - H AMD 1049**

By Representative Nixon

**ADOPTED 3/2/2006**

1 On page 4, beginning on line 8, strike all of subsection (c)  
2 through "located" on line 22 and insert the following:

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

5 (i) Provide the challenged voter's actual residence; or

6 (ii) Submit evidence that he or she exercised due diligence to  
7 verify that the challenged voter does not reside at the address  
8 provided and to attempt to contact the challenged voter to learn  
9 the challenged voter's actual residence, including that the  
10 challenger personally:

11 (A) Sent a letter with return receipt requested to the  
12 challenged voter's residential address provided, and to the  
13 challenged voter's mailing address, if provided;

14 (B) Visited the residential address provided to contact persons  
15 at the address to determine whether the voter resides at the  
16 address and, if not, to attempt to obtain the voter's current  
17 address;

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

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

23 (E) Searched the statewide voter registration database to  
24 determine if the voter is registered at any other address in the  
25 state"

**EFFECT:** For challenges to a voter's registration based on an allegation that the challenged voter does not live at the residential address provided in his or her registration records, instead of requiring the challenger to provide the challenged voter's actual residence, requires that the challenger provide either the challenged voter's actual

residence or submit evidence that he or she exercised due diligence to personally verify that the challenged voter does not reside at the address provided and to attempt to contact the challenged voter to determine the challenged voter's actual residence. Specifies the minimum actions necessary for a challenger to establish that he or she has exercised due diligence. Removes the provision providing for a challenge to a voter's residential address based on the allegation that the address provided does not constitute a residential address.