

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO. **04-22572**

EMMA YAIZA DIAZ; EBONY ROBERTS; ANDRE NEAL BEMBRY;  
EBONY ROBERTS; AMERICAN FEDERATION OF LABOR  
AND CONGRESS OF INDUSTRIAL ORGANIZATIONS;  
AMERICAN FEDERATION OF STATE,  
COUNTY AND MUNICIPAL EMPLOYEES,  
AFL-CIO; FLORIDA PUBLIC EMPLOYEES  
COUNCIL 79, AFSCME, AFL-CIO; AND  
SERVICE EMPLOYEES INTERNATIONAL  
UNION, AFL-CIO,

CIV-KING

Plaintiffs,

vs.

GLEND A HOOD, Secretary of State of Florida;  
BRENDA SNIPES, Broward County Supervisor of  
Elections; JOHN STAFFORD, Duval County  
Supervisor of Elections; CONSTANCE KAPLAN,  
Miami-Dade County Supervisor of Elections; BILL  
COWLES, Orange County Supervisor of Elections;  
and THERESA LEPORE, Palm Beach County  
Supervisor of Elections,

Defendants.

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**COMPLAINT**

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Plaintiffs, Emma Yaiza Diaz; Ebony Roberts; Andre Neal Bembry; Ebony Roberts;  
American Federation of Labor and Congress of Industrial Organizations; American Federation of  
State, County and Municipal Employees, AFL-CIO; Florida Public Employees Council 79,  
AFSCME, AFL-CIO; and Service Employees International Union, AFL-CIO. sue Defendants,  
Glenda Hood, Secretary of State of Florida; Brenda Snipes, Broward County Supervisor of

Elections; John Stafford, Duval County Supervisor of Elections; Constance Kaplan, Miami-Dade County Supervisor of Elections; Bill Cowles, Orange County Supervisor of Elections; and Theresa LePore, Palm Beach County Supervisor of Elections, and as grounds state:

### **PRELIMINARY STATEMENT**

1. This action seeks to stop the disenfranchisement of thousands of Florida residents caused by the unlawful conduct of certain Florida state and county elections officials. In particular, this action seeks to preserve the voting rights of more than 10,000 Floridians who are eligible to vote in the November 2, 2004 general election, and who registered to vote in advance of the October 4, 2004 Florida deadline for the election, but whose applications the Supervisors of Elections in several counties have refused to process because these officials have adopted unduly restrictive registration practices and procedures that violate federal election laws. In addition, many of those whose applications should have been processed have received no notice of the purported deficiencies in their applications and no opportunity to correct such deficiencies. These practices have a disparate impact on Black and Hispanic voter applicants. On information and belief, defendants' actions have purposefully discriminated against discrete and insular minorities in violation of the Fourteenth and Fifteenth Amendments to the United States Constitution, as well as certain federal statutory provisions set forth herein.

2. Florida Secretary of State Glenda Hood, who is charged by law with ensuring the proper, uniform and non-discriminatory application of federal election laws in the state, has failed to address – and in some instances has affirmatively directed and encouraged – these violations, and is thus chargeable with the deprivations of voting rights enumerated in this Complaint.

3. Defendants' conduct violates Section 2 of the Voting Rights Act of 1965, codified at 42 U.S.C. §§1973 *et seq.*; the Civil Rights Acts of 1957 and 1960, codified at 42 U.S.C. §§1971(a)(1), (a)(2)(A) and 1971(a)(2)(B); the National Voter Registration Act of 1993 ("NVRA"), 42 U.S.C. §§1973gg *et seq.*; 42 U.S.C. §1983; and the Fifth, Fourteenth and Fifteenth Amendments to the United States Constitution.

4. Plaintiffs' rights can be preserved through declaratory and injunctive relief that is simple, quickly achieved, easily implemented, and fully warranted under established law.

5. Plaintiff organizations have made extensive efforts to register new voters throughout Florida, including in Broward, Duval, Miami-Dade, Orange and Palm Beach Counties, and to encourage their Florida members to vote. As a result of their efforts and other voter registration efforts, the number of registered voters in the State of Florida has reached unprecedented numbers. However, the voting rights of many Floridians, including members of the plaintiff organizations, will be denied because of defendants' failure to process valid voter registration applications and defendants' failure to allow applicants to vote whose registration forms the defendants wrongfully deem to be incomplete.

### **JURISDICTION AND VENUE**

6. This Court has jurisdiction pursuant to 28 U.S.C. §§1331, 1343 and 1367. Plaintiffs' prayer for declaratory and injunctive relief is authorized by 28 U.S.C. §§2201 and 2202; 42 U.S.C. §1973gg-9(b); and Rules 57 and 65 of the Federal Rules of Civil Procedure. Plaintiffs bring this action directly to this Court because the NVRA violations are ongoing, and because the November 2<sup>nd</sup> general election is less than 30 days away. *Id.* § 1973gg-9(b)(3).

7. Venue is proper in this District pursuant to 28 U.S.C. §1391(b) because Defendants Constance Kaplan, Miami-Dade County Supervisor of Elections; Brenda Snipes, Broward

County Supervisor of Elections; and Theresa LePore, Palm Beach County Supervisor of Elections reside in this District.

### **PARTIES**

8. Plaintiff Emma Yaiza Diaz is a United States citizen and is over the age of eighteen. Plaintiff Diaz is a Hispanic resident of Miami-Dade County, Florida. She has never been convicted of a felony and never been adjudicated mentally incompetent.

9. Plaintiff Ebony Roberts is a United States citizen and is over the age of eighteen. Plaintiff Roberts is an African American resident of Duval County, Florida. She has never been convicted of a felony and never been adjudicated mentally incompetent.

10. Plaintiff Andre Neal Bembry is a United States citizen and is over the age of eighteen. Plaintiff Bembry is an African American resident of Duval County, Florida. He has never been convicted of a felony and never been adjudicated mentally incompetent.

11. Plaintiff American Federation of Labor and Congress of Industrial Organizations (“AFL-CIO”) is a federation of 60 national and international unions (the “affiliate unions”) with a total membership of approximately 13 million working men and women, including in excess of 500,000 members in Broward, Duval, Miami-Dade, Orange and Palm Beach Counties, and elsewhere throughout the State of Florida, many of whom are Black or Hispanic. The objectives and principles of the AFL-CIO, as set forth in its Constitution, include: “To protect and strengthen our democratic institutions, to secure full recognition and enjoyment of the rights and liberties to which we are justly entitled, and to preserve and perpetuate the cherished traditions of our democracy,” and “to encourage workers to register and vote, to exercise their full rights and responsibilities of citizenship, and to perform their rightful part in the political life of the local, state and national communities.” The affiliate unions have members in every county of Florida

who are qualified to register to vote – in that they are citizens of the United States, at least eighteen years of age, permanent residents of the State of Florida and have never been adjudicated a felon or mentally incompetent. The members have applied to register to vote – and who desire to vote and to have their votes counted in the November 2<sup>nd</sup> election. The AFL-CIO brings suit on behalf of itself, its affiliate unions, and the Florida members of its affiliate unions, in order to ensure that all of its Florida membership who are qualified to vote and who applied to register to vote are not denied the right to vote.

12. Plaintiff American Federation of State, County and Municipal Employees, AFL-CIO (“AFSCME”) is an Affiliate Union of the AFL-CIO that represents approximately 1.4 million working men and women, including in excess of 110,000 workers in Broward, Duval, Miami-Dade, Orange and Palm Beach Counties, and elsewhere throughout the State of Florida, many of whom are Black or Hispanic. The AFSCME International Constitution provides that: “Union members are both workers and citizens.” The Constitution further provides that: “For unions, the work place and the polling place are inseparable, and the exercise of the awesome rights and responsibilities of citizenship is equally required at both.” AFSCME has union members in every county of Florida who are qualified to register to vote – in that they are citizens of the United States, at least eighteen years of age, permanent residents of the State of Florida and have never been adjudicated a felon or mentally incompetent. The union members have applied to register to vote – and who desire to vote and to have their votes counted in the November 2<sup>nd</sup> election. AFSCME brings suit on behalf of itself and its Florida members, in order to ensure that all of its Florida union members who are constitutionally qualified to vote and who registered to vote are not denied the right to vote.

13. Plaintiff Florida Public Employees Council 79, AFSCME, AFL-CIO (“AFSCME Council 79”), is a labor organization, an affiliate of AFSCME and an Affiliate Union of AFL-CIO. AFSCME Council 79 represents more than 110,000 workers in the State of Florida, including workers in every county in the State, many of whom are Black or Hispanic. AFSCME Council 79 has members in every county of Florida who are qualified to register to vote – in that they are citizens of the United States, at least eighteen years of age, permanent residents of the State of Florida and have never been adjudicated a felon or mentally incompetent. The union members have applied to register to vote – and who desire to vote and to have their votes counted in the November 2<sup>nd</sup> election. AFSCME Council 79 brings suit on behalf of itself and its Florida members, in order to ensure that all of its Florida members who are constitutionally qualified to vote and who registered to vote are not denied the right to vote.

14. Plaintiff Service Employees International Union, AFL-CIO (“SEIU”) is an Affiliate Union of the AFL-CIO with more than 1.6 million members, including in excess of 30,000 members in Broward, Duval, Miami-Dade, Orange and Palm Beach Counties, and elsewhere throughout the State of Florida, many of whom are Black or Hispanic. The SEIU Constitution expresses the principle that “workers’ voices [must be] heard at every level of government” and that “unions must participate in the political life of our society.” The SEIU Constitution further provides that in order to “benefit [SEIU’s] members and improve their conditions by every means,” SEIU will “engage in . . . civic, . . . political, legal . . . and other activities.” SEIU has members in every county of Florida who are qualified to register to vote – in that they are citizens of the United States, at least eighteen years of age, permanent residents of the State of Florida and have never been adjudicated a felon or mentally incompetent. The union members have applied to register to vote – and who desire to vote and to have their votes counted in the

November 2<sup>nd</sup> election. SEIU brings suit on behalf of itself and its Florida members, in order to ensure that all of its Florida members who are constitutionally qualified to vote and who registered to vote are not denied the right to vote.

15. Plaintiffs AFL-CIO, AFSCME, AFSCME Council 79 and SEIU bring suit on behalf of their individual members in Broward, Duval, Miami-Dade, Orange and Palm Beach Counties, who have been aggrieved by Defendants' failure to comply with federal constitutional and federal statutory guarantees and provisions relating to voting and who have standing to sue in their own right. These members' individual interests in fully participating in the electoral process are germane to the purposes of the plaintiff organizations, and the claims alleged herein do not require the participation of individual members in the lawsuit. In addition, without the relief requested herein, the plaintiff organizations will suffer through substantial diversion of resources and frustration of their organizational purposes.

16. Defendant Glenda Hood ("Defendant Hood") is the Secretary of State of Florida. She is sued in her official capacity in connection with actions taken under color of state law. As Secretary of State, Defendant Hood is the chief elections officer of the State of Florida and has responsibility for general supervision and administration of election laws. In addition, as Secretary of State she has responsibility for the Department of State's Division of Elections. She has responsibility to obtain and maintain uniformity in the application, operation, and interpretation of the election laws, and to provide uniform standards for the proper and equitable implementation of the voter registration laws. §97.012, Fla. Stat. She is also accountable for coordinating the State's responsibilities under the NVRA, and for ensuring that all voter registration applications and forms prescribed or approved by the Division of Elections are in compliance with the VRA. §97.012, Fla. Stat. Defendant Hood is ultimately responsible for

ensuring that every eligible applicant for voter registration is registered to vote. 42 U.S.C. § 1973gg-6(a)(1).

17. Defendants Brenda Snipes (“Snipes”), John Stafford (“Stafford”), Constance Kaplan (“Kaplan”), Bill Cowles (“Cowles”) and Theresa LePore (“LePore”) (collectively, the “Supervisor Defendants”) are Supervisors of Elections for Broward, Duval, Miami-Dade, Orange and Palm Beach Counties, respectively. They are sued in their official capacities in connection with their actions taken under color of state and federal law.

## **FACTS**

### **A. LEGAL BACKGROUND**

18. The Voting Rights Act prohibits elections officials from denying the right to vote because of an error or omission on a voter registration application where “such error is not material in determining whether such individual is qualified under State law to vote in such election.” 42 U.S.C. § 1971(a)(2)(B).

19. The Voting Rights Act also prohibits persons acting under color of law from applying different standards to individuals within the same county in determining whether an individual is qualified to vote. *See* 42 U.S.C. § 1971(a)(2)(A); U.S. Const. Amend. V and XIV.

20. Federal law further prohibits the denial or abridgment of voting rights on the basis of race or color, *see* 42 U.S.C. §§ 1971(a)(1), 1973(a)(1), and provides that such an unlawful denial is established by a showing that a state’s voter registration procedures have a disparate impact on a particular class of protected citizens, including racial minorities. *Id.* § 1973(b).

21. As Secretary of State, Defendant Hood is the chief elections officer of the State of Florida and has responsibility for supervision and administration of election laws. Among other things, she must ensure that:

- (a) Federal election laws are interpreted and applied properly and in a uniform and non-discriminatory manner throughout Florida, *see* 42 U.S.C. § 1973gg-8; §97.012(1), (2), (7), (9), Fla. Stat.;
- (b) Every eligible voter registration applicant is registered to vote, *see* 42 U.S.C. § 1973gg-6(a)(1); and
- (c) County Supervisors of Elections (“Supervisors”) notify each applicant of the disposition of his or her voter registration application, 42 U.S.C. § 1971gg-6(a)(2), and provide the applicant an opportunity to submit any missing information. §97.073(1), Fla. Stat.

22. Supervisors, including the Defendant Supervisors, are responsible for, among other things, matters pertaining to the registration of voters in his or her County, including maintaining that County’s voter registration books, §§ 97.012(11) and 98.015, Fla. Stat., and for ensuring that all voter registration activities in that County are in compliance with the Voting Rights Act. *See* §98.015, Fla. Stat.

23. Each Supervisor, including each of the Defendant Supervisors, is obligated by law to ensure that every eligible applicant for voter registration is registered to vote. §98.045(1), Fla. Stat. Supervisors must notify applicants of the disposition of their applications, and provide them with an opportunity to submit any missing information, §97.073(1), Fla. Stat.

24. Defendants have violated and continue to violate federal and state law by, among other things, refusing to register eligible voters on the basis of non-material errors or omissions in their voter registration applications; failing to provide any notice to voter applicants whose registration applications were deemed incomplete and failing to provide an opportunity to submit the missing information; and in other cases failing to provide such notice and opportunity in time to allow the applicants to submit the missing information prior to the deadline for registering to vote in the November 2<sup>nd</sup> general election; and applying varying standards in determining the eligibility of voters within and between counties.

## **B. FACTUAL BACKGROUND**

25. The 2004 general election is scheduled for November 2<sup>nd</sup>. In that election, Florida electors will have an opportunity to vote for the President and Vice President of the United States, the United States Senate and various other offices and a host of ballot initiatives.

26. The deadline for registering to vote in the November 2<sup>nd</sup> general election was October 4, 2004. §97.055(1), Fla. Stat. (voter registration books close 29 days before each election).

### **Individual Plaintiffs**

27. On September 17, 2004, Plaintiff Diaz and her father registered to vote outside of the Miami Convention Center, in Miami-Dade County, where she had just been sworn in as a U.S. citizen. Since neither he nor Diaz had received any information from Kaplan about their applications, on October 5, 2004, Diaz's father telephoned Kaplan's office to inquire about the status of his application and that of Diaz. He was told that his application was accepted, but that the office would have to check into the status of his Diaz's application. On October 6, 2004, Kaplan's office telephoned Diaz's father and advised him that Diaz's application had been rejected because she had not checked the box confirming that she had not been declared mentally incompetent. Kaplan's office further advised that it was too late for anything to be done to allow Diaz to vote in the November 2<sup>nd</sup> general election. It was not until October 8, 2004 that Diaz received written notice from Kaplan's office that her application was deemed incomplete and that she was not yet registered to vote.

28. On August 16, 2004, Plaintiff Roberts submitted a voter registration application to Defendant Stafford's office, one and a half months before the deadline for registering to vote in the November 2<sup>nd</sup> general election. Plaintiff Roberts received no notice of the status of her application until October 5<sup>th</sup> – more than forty days after her application was submitted, and the

day after the deadline for registering to vote in the November 2<sup>nd</sup> general election. The notice indicated that Plaintiff Roberts' registration application was rejected because she did not provide the last four digits of her Social Security Number, and stated that she would not be eligible to vote in the November 2<sup>nd</sup> general election unless she resubmitted her application by 5:00 p.m. on October 4<sup>th</sup> – a deadline which had already passed by the time that she received the notice.

29. On August 31, 2004, Plaintiff Bembry completed a voter registration application at a church in Jacksonville, Florida. Plaintiff Bembry received no notice of the status of his application until October 5, 2004- the day after the deadline for registering to vote in the November 2<sup>nd</sup> general election. Plaintiff Bembry received a letter from the Duval County Board of Elections, dated October 1, 2004 and postmarked on October 2, 2004 informing him that his application was being rejected because he had failed to check the box confirming that he had not been convicted of a felony. No form was enclosed with the letter.

### **The Citizenship Box**

30. Line 17 of the Florida Voter Registration Application Form contains an oath that states, among other things, that "I am a citizen of the U.S." Applicants sign Line 17 to affirm the truth of that statement and their understanding that "if it is not true, I can be convicted of a felony." A true and correct copy of one of the Florida Voter Registration Application Form is attached hereto as Exhibit A.<sup>1</sup>

31. Line 2 of the Florida Voter Registration Application Form likewise asks applicants to attest to their citizenship status by checking boxes labeled "yes" or "no" next to the question "Are you a U.S. citizen?"

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<sup>1</sup> Two additional Florida Voter Registration Applications have been located. Copies are attached in Ex. A.

32. In or about late September 2004, plaintiffs AFL-CIO, AFSCME, AFSCME Council 79 and SEIU learned that the Supervisor Defendants were refusing to process voter registration applications on which the citizenship box on Line 2 was not checked, even though the applicant had signed the affirmation on Line 17 attesting that he or she was a U.S. citizen.

33. A review of “incomplete applications” indicated that thousands of applications were impacted. For example, among the “incomplete applications” reviewed in Miami-Dade County, approximately 1,200 applicants had not checked the citizenship box alone, or the citizenship box and one or more of the other boxes indicating no felony conviction and no adjudication of mental incompetency. Among the “incomplete applications” reviewed in Broward County, approximately 900 applicants had not checked the citizenship box alone, or the citizenship box and one or more of these other boxes.

34. On September 24, 2004, Judith Browne (“Browne”), acting Co-Director of Advancement Project, notified Defendant Hood’s counsel, Richard Perez (“Perez”), General Counsel for the Florida Department of State, that the refusal to process voter registration applications because the citizenship box is not checked is unlawful if applicants signed the applications attesting that they are U.S. citizens.

35. In a September 28, 2004 letter to Browne (the “Perez Letter”), Perez nonetheless purported to “conclude” as a matter of law that an application is incomplete and cannot be processed unless the citizenship box has been checked, even if the applicant has signed the oath affirming that he or she is a U.S. citizen. A copy of the Perez Letter is attached hereto as Exhibit B.

36. Although written in direct response to concerns that Browne had raised, Perez forwarded a copy of his letter to each of Florida’s 67 Supervisors of Elections, among others.

*See* Ex. B, page 3. On information and belief, Defendant Hood directed that the Perez Letter be distributed to all Supervisors, including the Defendant Supervisors, with the intent that the Letter operate as a statewide legal directive.

37. The Perez Letter was issued less than one week before the October 4<sup>th</sup> deadline for registering to vote in the November 2<sup>nd</sup> general election. Irrespective of the Perez Letter, Supervisors in some counties have decided to process applications on which the affirmation in Line 17 is executed but the citizenship box is left blank.

38. Other states have chosen to continue to process applications even if the applicant did not check the citizenship box. The Ohio Secretary of State, J. Kenneth Blackwell, notified all county boards of elections on September 7, 2004, that “I am instructing county boards of elections to accept otherwise valid voter registration applications even if the applicants did not checked the ‘yes’ boxes.” A copy of the Blackwell memo is attached hereto as Exhibit D. In Washington, the state received a letter from federal election officials indicating that Washington voter registration applicants did not need to check the citizenship box. *See* Susan Gilmore, *3,000 Denied the Right to Vote*, September 22, 2003 (Dean Logan, Kings County Supervisor of Elections, stated that “These people are signing an oath saying they were 18 and met the qualifications, but didn’t mark the citizenship box. It seems odd it would deny registration.”). A copy is attached hereto as Exhibit E.

39. However, Supervisors in several counties, some of whom, on information and belief, treated the Perez Letter as a binding directive, have refused to process applications on which the citizenship box was not checked, even if the oath is signed affirming that the applicant is a U.S. citizen. On information and belief, Defendant Supervisors Snipes, Stafford and LePore are

among those Supervisors who are refusing to process applications on which the citizenship box is not checked, even if the oath is signed affirming that the applicant is a U.S. citizen.

40. Where an applicant has signed the oath affirming that he or she is a U.S. citizen, failure to also check the citizenship box is a non-material error or omission, and state actors cannot deprive a citizen of the right to vote solely on that basis. By signing the oath in Line 17, an applicant explicitly affirms, under threat of felony prosecution, that "I am a U.S. citizen." By depriving applicants who have signed Line 17 of the right to vote solely because their applications did not include a second indication of citizenship, Defendants violate 42 U.S.C. § 1971(a)(2).

#### **Identification Numbers**

41. Line 6 of the Florida Voter Registration Application Form requests applicants to provide their Florida drivers license number, Florida identification number, or, if the applicant has neither, the last four digits of his or her Social Security Number. *See* Ex. A.

42. Florida law does not require a resident to possess a Florida drivers license, Florida identification card, or Social Security Number to become a registered voter. *See* §97.041(1), Fla. Stat.

43. On information and belief, Supervisors, including the Defendant Supervisors, do not use the information requested in Line 6 of the voter registration application to verify an applicant's identity or for any other purpose related to determining an applicant's eligibility to vote or to administering the registration process.

44. The Supervisor Defendants have refused to process thousands of voter registration applications on the ground that the applicants did not provide either their drivers license or state

identification number or the last four digits of their Social Security Number in Line 6 on the applications.

45. This conduct is having a disparate impact on Black applicants in Miami-Dade County and, on information and belief, is having a disparate impact on Black and Hispanic applicants in Broward, Duval, Orange and Palm Beach Counties.

46. The Supervisor Defendants' refusal to process applications for failure to provide a drivers license or state identification number or partial Social Security Number violates the Voting Rights Act in that (i) it constitutes a denial of the right to vote because of an error or omission in a voter registration application that "is not material in determining whether such individual is qualified under State law to vote," 42 U.S.C. § 1971(a)(2); and (ii) it has a disparate impact on Black and Hispanic voter registration applicants.

#### **Felon and Mental Incapacity Boxes**

47. The Florida Voter Registration Application Form includes two separate boxes in which it asks each applicant to "affirm" that "I am not a convicted felon, or if I am, my rights relating to voting have been restored." and that "I have not been adjudicated mentally incapacitated with respect to voting or, if I have, my competency has been restored." Ex. A at Lines 3 and 4. Applicants are instructed that if they do not check both boxes, they should not complete the form.

48. The Supervisor Defendants have refused to process voter registration applications on which the applicant neglected to check either the felon status box or the mental capacity box. On information and belief, applicants have signed Line 17 on nearly all of the registration applications that have not been processed on the basis of a failure to fill in the felon status and mental competency boxes on Lines 3 and 4.

49. As a result, several thousand Florida residents will be deprived of their right to vote not because they are not qualified as electors on the basis of either a felony conviction or mental incapacity, but simply because they did not check the corresponding boxes on their voter registration applications. In Miami-Dade County, for example, approximately 3,052 voter registration applications were deemed incomplete because the applicant did not check the felon status box, and approximately 3,552 applications were deemed incomplete because the applicant did not check the mental capacity box. (These categories overlap insofar as many applicants did not check either box.) On information and belief, hundreds or perhaps thousands of applications in Broward, Duval, Orange and Palm Beach Counties also have been deemed incomplete because one or both of the felon status and mental capacity boxes on Lines 3 and 4 were not checked.

50. The felon status and mental capacity boxes on Lines 3 and 4 of the voter registration application are both unnecessary and duplicative of the affirmation contained elsewhere in the form.

51. Checking the felon status and mental capacity boxes on Lines 3 and 4 is unnecessary for preventing ineligible persons from registering to vote. Supervisors in every county are required by law to make an independent determination of whether voter registration applicants are ineligible to vote because of a felony conviction or a judgment of mental incapacity. § 98.0977(3)(a)(d) and (e), Fla. Stat. The information necessary for this determination is available, from several sources, including records that state and county officials are statutorily required to provide. §98.093(2), Fla. Stat. Supervisors thus have the burden, as a matter of law, to verify the felon and mental capacity status of voters and voter applicants, and remove unqualified voters from the rolls.

52. As a matter of law, Supervisors also may not place on voters or voter applicants the burden of proving the absence of a felony conviction without restoration of rights or a valid adjudication of mental incapacity to vote. § 98.0977(3)(d), Fla. Stat.

53. Checking the felon status and mental capacity boxes on Lines 3 and 4 also is unnecessary where the applicant has signed Line 17 of the registration application. By signing Line 17, a voter applicant certifies that he or she is “qualified to register as an elector under the Constitution and laws of the State of Florida,” and that “if [that] is not true, [he or she] can be convicted of a felony.” The eligibility requirements referred to in Line 17 appear in bold type in a box located at the top and center of the form. The box states in pertinent part: “TO REGISTER, YOU MUST ... [n]ot now be adjudicated mentally incapacitated with respect to voting in Florida or any other state ... [and] [n]ot have been convicted of a felony in Florida, or any other sate, without your civil rights having been restored.” *See* Ex. A.

54. Florida law requires Supervisors to accept the federal mail-in application form, known as the National Voter Registration Application, as well as the Federal Post Card Application for registration “if the completed application or postcard contains the information required by the constitution and laws of this state.” §97.052(5), Fla. Stat.

55. The National Voter Registration Application does not require applicants to indicate whether they have been convicted of a felony or adjudicated mentally incapacitated but merely requires the applicant to affirm by signature that “I meet the eligibility requirements of my state and subscribe to any oath required.” A copy is attached hereto as Exhibit E. The Federal Post Card Application only requires applicants to affirm by signature that they have not been “convicted of a felony or other disqualifying offense or been adjudicated mentally incompetent, or if so, my voting rights have been reinstated.” A copy is attached hereto as Exhibit F.

56. Neither the National Voter Registration Application nor the Federal Post Card Application require the applicant to *indicate* twice on the form that they have not been convicted of a felony or been adjudicated mentally incompetent.

57. On information and belief, the Supervisor Defendants have processed an unknown number of National Voter Registration Applications and federal postcard applications, despite the absence of check-boxes specifying the applicants' felony status and mental capacity.

58. As a result, the voting rights of applicants in Broward, Duval, Miami-Dade, Orange, and Palm Beach Counties who use the Florida Voter Registration Application Form and did not check the felon status and mental capacity boxes on Lines 3 or 4 are being determined through different standards and procedures than applicants in those counties who use the federal registration forms.

59. The Supervisor Defendants' refusal to process applications on which the felon status and mental capacity boxes on Lines 3 or 4 are not checked is denying a disproportionate number of Black and Hispanic applicants the right to vote in the upcoming November 2<sup>nd</sup> general election. For example, Black applicants in Broward County account for over one-third of those applications deemed incomplete because applicants did not check every box on the applications. Yet, as of August 2, 2004, Blacks comprise only 17% of the registered voters in Broward County. In Miami-Dade County, Blacks again comprise more than thirty-five percent (35%) of those applicants whose applications were deemed incomplete because each of the three boxes on the applications was not checked. Yet, Blacks comprise only 20% of the registered voters in Miami-Dade County. On information and belief, Black and Hispanic applicants in Duval, Orange, and Palm Beach Counties are being impacted in a similarly disproportionate fashion.

### **Failure to Notify Applicants**

60. Supervisors are required by law to notify voter registration applicants of the disposition of their applications. 42 U.S.C. § 1971gg-6(a)(2); §97.073(1), Fla. Stat. The notice must inform an applicant if his or her application is deemed to be incomplete and must provide the applicant an opportunity to submit the missing information. §97.073(1), Fla. Stat.

61. Defendant Hood, through her counsel, is on record as agreeing that the Department of State and the Supervisors, including the Defendant Supervisors, must “provide each applicant an opportunity to complete the voter registration application.” *See* Ex. B, page 2.

62. Defendants Stafford and Kaplan and, on information and belief, Defendants Snipes, Cowles and LePore have failed to provide timely notice to many applicants whose registration applications they have deemed incomplete.

63. For example, Plaintiff Roberts submitted a voter registration application to Stafford’s office on August 16, 2004, one and a half months before the deadline for registering to vote in the November 2<sup>nd</sup> general election. Plaintiff Roberts received no notice of the status of her application until October 5<sup>th</sup> – more than forty days after her application was submitted, and the day after the deadline for registering to vote in the November 2<sup>nd</sup> general election. The notice indicated that Plaintiff Roberts’ registration application was rejected because she did not provide the last four digits of her Social Security Number, and stated that she would not be eligible to vote in the November 2<sup>nd</sup> general election unless she resubmitted her application by 5:00 p.m. on October 4<sup>th</sup> – a deadline which had already passed by the time that she received the notice.

64. As a further example, Plaintiff Diaz completed a voter registration application in Miami-Dade County on September 17, 2004. As of the October 4<sup>th</sup> deadline for registering to vote in the November 2<sup>nd</sup> general election, Diaz had received no notice of any kind regarding the

disposition of her application. It was not until October 8<sup>th</sup>, after she had caused an inquiry to be made on her behalf of Kaplan's office as to the status of her application, and four days after the registration deadline, that Diaz received a letter from Kaplan's office advising her that her application was allegedly incomplete because she failed to check the citizenship box.

65. Finally, Plaintiff Bembry completed a voter registration application on August 31, 2004. It was not until October 5<sup>th</sup>, a day after the registration deadline, that Bembry received a letter from Stafford's office advising him that his application was allegedly incomplete because he failed to check the box confirming that he had not been convicted of a felony. Moreover, Plaintiff Bembry was told to mail back the enclosed form before the registration deadline, but no form was provided to him.

66. On information and belief, the Supervisor Defendants have failed to timely notify hundreds, if not thousands, of applicants that their registration forms are deemed incomplete, and failed to provide those applicants an opportunity to submit the missing information in time to be eligible to vote in the November 2<sup>nd</sup> general election, thereby depriving those applicants of their right to vote, without due process of law and in violation of the NVRA.

67. Moreover, the Supervisor of Elections of Manatee County, and on information and belief, other Supervisors of Elections are permitting applicants to provide information beyond the October 4<sup>th</sup> deadline to ensure that they may vote in the general election. *See* Nick Mason, *Voters Given Second Chance*, BRANDENTON HERALD, October 8, 2004. A copy is attached hereto as Exhibit G.

**FIRST CAUSE OF ACTION**  
**(SECTION 1983 CLAIM FOR VIOLATION OF THE VOTING RIGHTS ACT'S  
MATERIALITY PROVISION, 42 U.S.C. § 1971(A)(2)(B))**

68. Plaintiffs repeat and reallege each and every allegation in the foregoing paragraphs 1 through 67 above as if fully set forth herein.

69. The VRA prohibits Defendants from denying a person the right to vote because of an error or omission in a registration application that "is not material to determining whether such individual is qualified to vote in such election." 42 U.S.C. § 1971(a)(2)(B).

70. Defendants, acting in their respective capacities as Secretary of State and County Supervisors of Elections, have violated and continue to violate this provision of the Voting Rights Act by refusing to process voter registration applications because of non-material omissions enumerated herein, namely:

- (a) The lack of a check in the citizenship box on Line 2 of the application;
- (b) The lack of a check in the felon status box on Line 3 of the application;
- (c) The lack of a check in the mental capacity box on Line 4 of the application; and
- (d) The lack of an applicant's drivers license or state identification number or the last four digits of the applicant's Social Security Number on Line 6 of application.

71. Acting under color of state law, Defendant Hood has violated §1971(a)(2)(B) by directing Supervisors of Elections in all 67 Florida counties not to register applicants who did not check the citizenship box, even if the applicant signed the oath affirming that he or she is a United States citizen.

**SECOND CAUSE OF ACTION**  
**(VIOLATION OF THE VOTING RIGHTS ACT OF 1965, 42 U.S.C. §1973)**

72. Plaintiffs repeat and reallege each and every allegation in the foregoing paragraphs 1 through 67 above as if fully set forth herein.

73. Section 2 of the Voting Rights Act of 1965, as amended, prohibits the use of a “voting qualification or prerequisite to voting or standard, practice or procedure” that results in a denial or abridgement of the right to vote on account of race or color. 42 U.S.C. §1973.

74. The Supervisor Defendants’ policy and practice of deeming applications incomplete for failure to provide the information referred to in paragraphs 62(a) through 62(d) above has disproportionately impacted Black and Hispanic applicants.

**THIRD CAUSE OF ACTION**  
**(SECTION 1983 CLAIM FOR VIOLATION OF THE VOTING RIGHTS ACT’S  
UNIFORMITY PROVISION, 42 U.S.C. § 1971(A)(2)(A))**

75. Plaintiffs repeat and reallege each and every allegation in the foregoing paragraphs 1 through 67 above as if fully set forth herein.

76. The Voting Rights Act prohibits state election officials from applying different “standards, practices or procedures” for determining voter eligibility to individuals within the same county. *See* 42 U.S.C. § 1971(a)(2)(a).

77. Defendants, acting in their respective capacities as the Florida Secretary of State and County Supervisors of Elections, have violated this provision of the Voting Rights Act by registering applicants who submit either of the federal voter registration applications, which do not require a separate indication of felon status or mental capacity, while refusing to register applicants who submit the Florida Voter Registration Application Form, without checking the felon status and mental capacity boxes on Lines 3 and 4.

**FOURTH CAUSE OF ACTION**  
**(CLAIM FOR VIOLATION OF THE FIFTH, FOURTEENTH AND FIFTEENTH  
AMENDMENTS OF THE U.S. CONSTITUTION AND DUE PROCESS CLAUSES)**

78. Plaintiffs repeat and reallege each and every allegation in the foregoing paragraphs 1 through 67 above as if fully set forth herein.

79. Defendants are maintaining and administering non-uniform methods and practices of administering elections; depriving voter registration applicants, including members of the plaintiff organizations, of their voting rights without providing the applicants timely notice or opportunity to remedy alleged deficiencies in their applications, as required by law; and denying plaintiffs the right to equal protection and due process in violation of the Fifth, Fourteenth and Fifteenth Amendments of the United States Constitution and 42 U.S.C. § 1983.

80. Defendants, by their actions described in this Complaint, have denied the right to vote to the individual plaintiffs, individual members of the plaintiff organizations and others because of an error or omission on a registration application, which is not material in determining whether they are qualified to vote.

**FIFTH CAUSE OF ACTION**  
**(CLAIM FOR VIOLATION OF THE NATIONAL VOTER REGISTRATION  
ACT OF 1993, 42 U.S.C. § 1973gg *et seq.*)**

81. Plaintiffs repeat and reallege each and every allegation in the foregoing paragraphs 1 through 67 above as if fully set forth herein.

82. The NVRA prohibits discriminatory and unfair registration laws and procedures that damage voter participation in elections for federal office or disproportionately harm voter participation by various groups, including racial minorities.

83. Defendants have violated and continue to violate the NVRA as a result of their policy and practice of denying applicants the right to vote on the basis of non-material omissions

in voter registration applications, thereby damaging voter participation in the upcoming November 2<sup>nd</sup> general election and disproportionately harming Blacks and Hispanics in the State of Florida

### **PRAYER FOR RELIEF**

WHEREFORE, Plaintiffs pray for a judgment:

- (1) Declaring that failing to check the citizenship box on Line 2 of the Florida Voter Registration Application Form is not a material omission;
- (2) Declaring that failing to check either the felon status or the mental capacity boxes on Lines 3 and 4 of the Florida Voter Registration Application Form is not a material omission;
- (3) Declaring that failing to provide a Florida drivers license or Florida identification number, or the last four digits of the applicant's Social Security Number on Line 6 of the Florida Voter Registration Application Form is not a material omission;
- (4) Declaring that Defendant Hood violated the Voting Rights Act and the United States Constitution by directing Florida's 67 Supervisors to reject applications where the citizenship box on line 2 of the voter registration application is not checked, even though the applicant signed the oath affirming that he or she is a United States citizen;
- (5) Declaring that Supervisors of Elections, including the Defendant Supervisors, are violating the Voting Rights Act, the NVRA, and the United States Constitution by refusing to process applications solely because an applicant failed to check the citizenship box, the felon status

box, or the mental capacity box, or failed to provide either a Florida drivers license or Florida identification number, or the last four digits of the applicant's Social Security Number on Lines 2, 3, 4 and 6, respectively of the Florida Voter Registration Application Form;

- (6) Declaring that Defendants' policy regarding such "incomplete" Florida Voter Registration Application Forms is inconsistent with the NVRA and, therefore, invalid;
- (7) Declaring that by rejecting Florida Voter Registration Application Forms where the felon status and mental capacity boxes on Lines 3 or 4 were not checked, but not rejecting federal voter registration applications that do not include those boxes, the Defendants treated the Plaintiffs differently than similarly situated voter registration applicants, and denied them fundamental fairness and equal opportunity to participate in the electoral process, all in violation of the Voting Rights Act, the NVRA, and the United States Constitution.
- (8) Declaring that the Defendant Supervisors are violating the Voting Rights Act, the NVRA, and the United States Constitution by failing to provide timely notice to applicants whose registration forms are deemed incomplete and an opportunity for those applicants to submit the missing information in time to vote in the November 2<sup>nd</sup> general election;
- (9) Directing Defendant Hood to issue a directive to all Supervisors of Elections stating that the absence of a check in the citizenship box, the felon status box or the mental capacity box on Lines 2, 3 and 4,


respectively, or the absence of a Florida drivers license or Florida identification number, or the last four digits of the applicant's Social Security Number does not render a Florida Voter Registration Application Form incomplete, and does not constitute a legal basis for not registering the applicant:

- (10) Directing the Defendant Supervisors to register applicants whose voter registration applications were postmarked by October 4<sup>th</sup>, but who did not check the citizenship box, the felon status box or the mental capacity box, or who did not provide a Florida drivers license or Florida identification number or the last four digits of their Social Security Number, and to allow those applicants to vote in the November 2<sup>nd</sup> general election:
- (11) Directing that all applicants whose voter registration applications were postmarked by October 4<sup>th</sup> but which were deemed incomplete and who did not receive timely notice that information was missing be afforded a reasonable opportunity to provide the missing information and to vote in the upcoming November 2<sup>nd</sup> general election.
- (12) Awarding the Plaintiffs attorneys' fees and costs; and
- (13) Providing any other relief the Court deems necessary.

Dated this 15<sup>th</sup> day of October, 2004.

**RESPECTFULLY SUBMITTED,**

Mary Jill Hanson, Esq.  
Hanson, Perry & Jensen, P.A.  
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Fax: (561) 686-2802

By:   
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[M\\_Anon@Afscomfl.org](mailto:M_Anon@Afscomfl.org)

**ATTORNEYS FOR PLAINTIFFS**

\* Pro Hac Vice Motion to be Filed

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY, that, in addition to personal service on each of the named defendants, a true and complete copy of the foregoing Complaint was delivered via facsimile transmission on each of the following, on this 13<sup>th</sup> day of October, 2004:

Glenda Hood  
Secretary of State  
Florida Department of Florida  
500 S. Bronough  
Tallahassee, FL 32399-0250  
Fax Number: (850) 245-6125

Richard Perez, General Counsel  
Department of State  
The Capitol, PL-01  
R.A. Gray Building  
Tallahassee, FL 32301  
Fax Number: (850) 245-6125

Brenda Snipes  
Supervisor of Elections  
Broward County Elections Office  
115 South Andrews Avenue, Room 102  
Fort Lauderdale, FL 33301  
Fax Number (954) 357-7070

Eddie G. Labrador  
Broward County Assistant Attorney  
Governmental Center  
115 South Andrews Avenue, Room 423  
Fort Lauderdale, FL 33301  
Fax Number (954) 357-7641

Richard Carlberg  
Acting Supervisor of Elections  
Duval County Elections Office  
105 East Monroe Street  
Jacksonville, FL 32202  
Fax Number (904) 630-2920

Tracey I. Arpen, Jr.  
Deputy General Counsel  
Duval County  
City Hall, St. James Building  
117 West Duval Street, Suite 480  
Jacksonville, FL 32202  
Fax Number (904) 630-2388

Constance Kaplan  
Miami-Dade County Attorney's Office  
Supervisor of Elections  
Miami-Dade County Elections Office  
2700 NW 87th Avenue  
Miami, FL 33172  
Fax Number (305) 499-8547

Jeffrey P Ehrlich  
111 N.W. First Street, Suite 2810  
Miami, FL 33128  
Fax Number (305) 375-5611

Bill Cowles  
Orange County  
Supervisor of Elections  
P.O. Box 562001  
Orlando, FL 32856

Mike Cirullo  
Orange County Attorney's Office  
3099 East Commercial Boulevard, Suite 200  
Fort Lauderdale, FL 33308  
Fax Number (954) 771-4923

Theresa LePore  
Palm Beach County  
Supervisor of Elections  
240 South Military Trail  
West Palm Beach, FL 33415  
Fax Number (561) 656-6287

Leon St. John  
Palm Beach County Attorney's Office  
301 N. Olive Ave  
West Palm Beach, FL 33401  
Fax Number (561) 355-4398

  
MARY JILL HANSON

# **EXHIBIT A**

# FLORIDA VOTER REGISTRATION APPLICATION FORM

YOU CAN USE THIS FORM TO: REGISTER TO VOTE IN THE STATE OF FLORIDA • CHANGE NAME OR ADDRESS • REPLACE YOUR DEFACTED, LOST, OR STOLEN REGISTRATION IDENTIFICATION CARD • REGISTER WITH A POLITICAL PARTY OR CHANGE PARTY AFFILIATION • UPDATE YOUR SIGNATURE

### DEADLINE INFORMATION:

If this is a new registration form, the date the completed form is postmarked or hand delivered to your county supervisor of elections will be your registration date. You must be registered for at least 29 days before you can vote in an election. If your application is complete and you are qualified as a voter, a registration identification card will be mailed to you.

### HOMESTEAD EXEMPTION (BOX #11):

If you have a homestead exemption in Florida and you register in a precinct other than the one in which the homestead property is located, the applicable property appraiser will be notified. Your property may be subject to back taxes and your homestead exemption terminated, if it is determined that you are not entitled to such an exemption.

### PARTY AFFILIATION (BOX #13):

If you wish to register with a major political party, place an "X" in the box preceding the listed party with which you wish to affiliate.

### TO REGISTER, YOU MUST:

- Be a U.S. citizen. (BOX #2)
- Be a Florida resident. (BOX #8)
- Be 18 years old (you may pre-register if you are 17). (BOX #5)
- Not now be adjudicated mentally incapacitated with respect to voting in Florida or any other state. (BOX #4)
- Not claim the right to vote in another county or state.
- Not have been convicted of a felony in Florida, or any other state, without your civil rights having been restored. (BOX #3)
- Complete all information in the black boxes on the form. (BOXES #2,3,4,5,6,7,8 & 17)
- Submit your valid Florida driver's license number or Florida identification card number. If you do not have either of these, you must provide the last four digits of your Social Security number. (BOX #6)

if you wish to register with a minor political party, place an "X" in the box preceding "Other" and print the name of the party with which you wish to affiliate. If you wish to register without party affiliation, place an "X" in the box preceding "No Party Affiliation."

### NOTICE:

The office at which you register, or your decision not to register, will remain confidential and will be used only for voter registration purposes.

### QUESTIONS:

Contact the office of your county supervisor of elections for additional information.

### INFORMACION EN ESPAÑOL:

Sírvase llamar a la oficina del supervisor de elecciones de su condado si le interesa obtener este formulario en español.

PLEASE COMPLETE THE FORM BELOW. PLEASE PRINT USING A BLACK BALL POINT PEN.

- 1) BLACK BOXES MUST BE COMPLETED IN FORM BELOW FOR REGISTRATION TO BE VALID.
- 2) RETURN THIS COMPLETED FORM TO THE OFFICE OF YOUR SUPERVISOR OF ELECTIONS.
- 3) IF YOU ARE A FIRST-TIME VOTER IN THIS COUNTY APPLYING BY MAIL TO REGISTER TO VOTE, INCLUDE A COPY OF YOUR ID WITH THE APPLICATION.
- 4) MAIL WITH FIRST CLASS STAMP.

REVISED 1/04

## FLORIDA VOTER REGISTRATION APPLICATION FORM

<b>1</b>	Check boxes that apply: <input type="checkbox"/> New Registration <input type="checkbox"/> Address Change <input type="checkbox"/> Party Change <input type="checkbox"/> Name Change <input type="checkbox"/> ID Replacement <input type="checkbox"/> Signature Update	OFFICIAL USE ONLY:				
<b>2</b>	Are you a U.S. citizen? Yes? <input type="checkbox"/> No? <input type="checkbox"/> (if NO, you cannot register to vote)	<b>IF YOU ANSWERED NO TO QUESTION 2, OR IF YOU DID NOT CHECK BOXES 3 AND 4, DO NOT COMPLETE THIS FORM.</b>				
<b>3</b>	<input type="checkbox"/> I affirm I am not a convicted felon, or if I am, my rights relating to voting have been restored.					
<b>4</b>	<input type="checkbox"/> I affirm I have not been adjudicated mentally incapacitated with respect to voting or, if I have, my competency has been restored.					
<b>5</b>	Date of Birth (MM/DD/YYYY)     /     /					
<b>6</b>	FL DL# or FL ID# / If you do not have either, provide the last 4 Digits of SSN.					
<b>7</b>	Last Name	Suffix (circle) Jr. Sr. II III IV	First Name	Middle Name/Initial		
<b>8</b>	Address Where You Live (Legal Residence) DO NOT GIVE PO BOX	Apt./Lot/Unit	City	County of Legal Residence	State	Zip Code
<b>9</b>	Mailing Address If Different from Above	Apt./Lot/Unit	City	County	State	Zip Code
<b>10</b>	Address Last Registered to Vote	Apt./Lot/Unit	City	County	State	Zip Code
<b>11</b>	Address of Homestead Exemption Property	Apt./Lot/Unit	City	County	State	Zip Code
<b>12</b>	Former Name if Making Name Change	Day Phone Number				
<b>13</b>	Party Affiliation (Check only one) <input type="checkbox"/> Democratic Party <input type="checkbox"/> Republican Party <input type="checkbox"/> No Party Affiliation <input type="checkbox"/> Other (print party name)					
<b>14</b>	Race/Ethnicity (Check only one) <input type="checkbox"/> American Indian/Alaskan Native <input type="checkbox"/> Asian/Pacific Islander <input type="checkbox"/> Black, not Hispanic <input type="checkbox"/> Hispanic <input type="checkbox"/> White, not Hispanic					
<b>15</b>	Sex <input type="checkbox"/> M <input type="checkbox"/> F	Do you need voting assistance at the polls? <input type="checkbox"/> Yes <input type="checkbox"/> No	Are you interested in being a poll worker? <input type="checkbox"/> Yes <input type="checkbox"/> No	State or Country of Birth		
<b>16</b>	Are You: <input type="checkbox"/> Active Duty Military/Merchant Marine <input type="checkbox"/> Dependent of Active Duty Military/Merchant Marine <input type="checkbox"/> U.S. Citizen Currently Residing Outside the U.S.					
<b>17</b>	OATH: I do solemnly swear (or affirm) that I will protect and defend the Constitution of the United States and the Constitution of the State of Florida. I am qualified to register as an elector under the Constitution and laws of the State of Florida. I am a U.S. citizen. I am a legal resident of Florida. All information on this form is true. I understand that if it is not true, I can be convicted of a felony of the third degree and fined up to \$5,000 and/or imprisoned for up to five years.			SIGNATURE: Sign or mark on line below. (Invalid without signature or mark )		
	<b>X</b> _____			Date: _____		

# **ARE YOU A FIRST-TIME VOTER IN THIS COUNTY APPLYING BY MAIL TO REGISTER TO VOTE?**

If you register by mail and you are a first-time voter in the county, you are required to provide additional identification. To assure that you will not have problems when you go to vote, you should provide a copy of the required identification at the time you mail your voter registration form. If you are voting an absentee ballot, you must provide the proper identification prior to 7 p.m. election day or your absentee ballot will not count.

**You may provide a copy of one of the following photo identifications (ID) that includes your name and picture:**

- Florida Driver's License • Florida ID Card • U.S. Passport • Employee Badge or ID • Buyers Club ID • Debit/Credit Card • Military ID • Student ID
- Retirement Center ID • Neighborhood Association ID • Entertainment ID • Public Assistance ID

**Or, you may provide a copy of one of the following documents that contains your name and current residence address:**

Utility Bill • Bank Statement • Government Check • Paycheck • Other Government Document

**Or, if you are one of the following, you may not need to provide ID. Please contact your supervisor of elections for additional information. These exemptions are:**

- Persons 65 years of age or older • Persons with a temporary or permanent physical disability • Members of the active uniformed service or merchant marine who, by reason of such active duty, are absent from the county
- Spouse or dependent of an active uniformed service member or merchant marine who, by reason of the active duty or service of the member, is absent from the county • Persons currently residing outside the U.S. who are eligible to vote in Florida

**DO NOT SEND ORIGINAL IDENTIFICATION DOCUMENTS TO THE SUPERVISOR OF ELECTIONS.**

4/7/99

Please print using a black ballpoint pen. 03-18-04 Official Use Only

Are you a U.S. citizen?  Yes  No  
 If NO, you cannot register to vote.  
 Check boxes that apply:  New Registration  Address Change  Party Change  Name Change  Replacement  
 Date of Birth (Month/Day/Year)  7  M  F

Last Name: [Redacted] First Name: [Redacted] Middle Name/Initial: [Redacted]  
 Suffix (circle): [Redacted] Jr. Sr. II III IV  
 City: [Redacted] State: [Redacted] Zip Code: [Redacted]

Address Where You Get Your Mail (if different from #8) [Redacted] City: [Redacted] State: [Redacted] Zip Code: [Redacted]

Address of property for which you have been granted homestead exemption [Redacted] City: [Redacted] State: [Redacted] Zip Code: [Redacted]

Last 4 digits of Driver License (see instructions) 13 [Redacted] 14 [Redacted] 15 [Redacted]

Party Affiliation - check one box only (see instructions)  
 Democratic Party  Other Party (write name below)  
 Republican Party  No Party Affiliation  
 Former Name If Making A Name Change

Your Name and Residence Address Where You Were Previously Registered (if applicable)  
 Name: [Redacted]  
 Address: [Redacted]  
 City: [Redacted] County: [Redacted] State: [Redacted] Zip Code: [Redacted]

Do You Need Assistance to Vote?  Yes  No

Out: I do not currently possess a driver's license from the State of Florida. I will possess and defend the Constitution of the United States and be qualified to register to vote under the Constitution and laws of the State of Florida.  
 I am a U.S. citizen.  
 All information on this form is true, understand that it is a false statement to make or a felony of the third degree and may be punishable for up to five years.  
 SIGNATURE - Sign and date on line in box below. (Signature without signature is invalid.)  
 Signature: [Redacted] Date: MAR 04 2004

Check boxes that apply:  New Registration  Address Change  Party Change  
 Name Change  Replacement  Signature Update

Official Use Only

Are you a U.S. Citizen? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (If NO, you cannot register to vote.)	<input checked="" type="checkbox"/> I affirm I am not a convicted felon, or if I am, my rights relating to voting have been restored.	<input type="checkbox"/> I affirm I have not been adjudicated mentally incapacitated with respect to voting or, if I have, my competency has been restored.
Last Name/Suffix/Hyphen	First Name	Middle Name/Initial
Address Where You Live (Legal Residence) DO NOT GIVE P.O. BOX		Date of Birth (MM/DD/YYYY)
		SSN (Last 4 digits)

Apt/Loft/Unit	City	Zip Code	County of Legal Residence
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OATH: I do solemnly swear (or affirm) that I will protect and defend the Constitution of the United States and the Constitution of the State of Florida. I am qualified to register as an elector under the Constitution and laws of the State of Florida. I am a U.S. citizen. I am a legal resident of Florida. All information on this form is true. I understand that if it is not true, I can be convicted of a felony of the third degree and fined up to \$5,000 and/or imprisoned for up to five years.

SIGNATURE: Sign or mark on line below. (Invalid without signature or mark.)

APR 21 2004

X [Redacted Signature]

Date: 4/13/04

	Address	City	County	State	Zip Code
Mailing address if different from above:					
Address where last registered to vote:					
Address of homestead exemption property:					
Former name if making a name change:	Sex <input type="checkbox"/> M <input type="checkbox"/> F				
FL Driver License /FL ID Number:	Day Phone Number: [Redacted]				
Party Affiliation (Check only one): <input checked="" type="checkbox"/> Democratic Party <input type="checkbox"/> Republican Party <input type="checkbox"/> No Party Affiliation <input type="checkbox"/> Other (print party name):					
Race/Ethnicity: <input type="checkbox"/> American Indian/Alaskan Native <input type="checkbox"/> Asian/Pacific Islander <input checked="" type="checkbox"/> Black, not Hispanic <input type="checkbox"/> Hispanic <input type="checkbox"/> White, not Hispanic					
State or Country of Birth:					
Do you need voting assistance at the polls? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			Are you interested in being a poll worker? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		

# **EXHIBIT B**

**MEMORANDUM**

TO: Supervisors of Elections  
FROM : Dawn K. Roberts, Director  
DATE: September 29, 2004  
SUBJECT: Advancement Project

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Attached for your review and consideration is the Department's response to certain inquiries made by the Advancement Project regarding voter registration applications. If you have any questions, please do not hesitate to contact us.

Attachment



STATE OF FLORIDA  
DEPARTMENT OF STATE

JEB BUSH  
Governor

GLEND A. HOOD  
Secretary of State

September 28, 2004

Judith Browne, Esq.  
Advancement Project  
1730 M Street, NW  
Suite 910  
Washington, DC 20036

Dear Ms. Browne:

It was a pleasure to speak to you last Friday and I am grateful that you have accepted my invitation to contact my office about issues that the Advancement Project has with Florida's system for registering voters. As I indicated to you, we remain committed to working with all interest groups to ensure a fair and legal elections process. The following are the answers to your questions:

1. You indicated that many of the incomplete applications reviewed by the Advancement Project are missing a check mark in the citizenship box. You indicate that Section 97.053(a), Florida Statutes, requires the applicant to indicate whether they are U.S. citizens by checking the appropriate box on the form. You state that this "indication" requirement is met by the signing of the sworn statement at the bottom of the voter registration application. Moreover, you point to a recent opinion of the Federal Elections Assistance Commission ("EAC") that you state requires Florida to deem complete any application that does not include a check in the citizenship box.

We conclude that Section 97.053(5)(a), Florida Statutes, requires that the citizenship box on Florida's voter registration application be checked by the applicant prior to the application being deemed complete. Before a voter registration application is deemed complete, Section 97.053(5)(a), Florida Statutes, requires that the applicant complete eight (8) separate elements on the voter registration application, including (i) providing an "indication that the applicant is a citizen of the United States" and (ii) furnishing the "[s]ignature of the applicant swearing or affirming under penalty" the oath required by Section 97.051, Florida Statutes. The oath contains the affirmation that the registrant is "a citizen of the United States and a legal resident of Florida." Because the "indication" of U.S. citizenship and the affirmation of the oath are listed as two separate requirements in the statute, the Department of State can not construe the affirmation in the oath as a sufficient indication of citizenship to comply with Section

97.053(5)(a). The legislature – by creating two separate requirements – clearly intended that the registrant both check off the box and sign the oath.

The EAC opinion you have provided to us is inapplicable. The EAC opinion discusses only the status of Section 303(a) and, specifically, Section 303(a)(5) of HAVA – Verification of Voter Registration Information. Section 303(a) does not speak to the issue of whether or not the citizenship box needs to be checked before an application is deemed complete. At best, the EAC opinion can be read as indicating that in the absence of applicable federal law the states should apply their background state law. As indicated above, unlike Ohio, the background law in Florida requires an applicant to check the citizenship box prior to the application being considered complete.

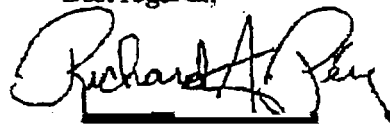
Notwithstanding, the Department of State intends to work with our supervisors of elections to ensure that each applicant filing an incomplete application is given an opportunity to complete such application prior to book closing. This is not only a self-imposed obligation of each of our supervisors of elections, but state law (Section 97.073, Florida Statutes) and HAVA compels each supervisor of elections to provide each applicant an opportunity to complete the voter registration application.

2. You indicate that HAVA requires applicants to provide on the voter registration application a driver's license number or last four digits of a social security number. If the applicant has neither, then you indicate that HAVA requires the state to assign the applicant an identification number for voter registration purposes. You suggest that Florida law does not comply with HAVA.

HAVA does not require the State of Florida to provide voter registration applicants with an alternative identification number until January 2006. Although not applicable to the prior issue, the EAC opinion you provided clearly indicates that Section 303(a)(5) of HAVA is deemed waived until January 2006. Section 303(a)(5) of HAVA is the provision that requires the state to provide alternative identification numbers for purposes of voter registration. Absent such a federal requirement, the Supervisors of Elections must apply the applicable provisions of state law, which require applicants to provide such identification numbers in their voter registration applications before such application may be deemed complete. Florida, of course, intends to comply with the HAVA requirements by January 2006 and a copy of our HAVA Compliance Plan can be downloaded from our website.

You have also separately provided me with a copy of a proposed agreement with the Supervisors of Elections office in Duval County. You request in that document that the Duval Supervisor of Elections provide your clients with access to incomplete and invalid voter registration applications. In addition, you have requested photocopies and electronic copies of such incomplete applications. Please note that Section 98.095, Florida Statutes, limits those persons or entities who can receive copies of voter registration records. In order for your clients to be eligible to receive copies, in whatever format, your clients would first need to register as a political committee in

Best regards,

Handwritten signature of Richard A. Feynman in cursive script.

cc: Supervisors of Elections  
Juliet Thompson, General Counsel, FEAC  
Han von Spakovsky, Department of Justice

# **EXHIBIT C**



Ohio Secretary of State J. Kenneth Blackwell  
Elections Division - 180 E. Broad St., 15<sup>th</sup> Floor, Columbus, OH 43215  
Tel. (614) 466-2585 Fax (614) 752-4360 e-mail: election@sos.state.oh.us

**DIRECTIVE NO. 2004-31**

September 7, 2004

TO: ALL COUNTY BOARD OF ELECTIONS  
Members, Directors and Deputy Directors

**I. VOTER REGISTRATION FORMS – LINE 1 AND 2**

In accordance with the *Help America Vote Act of 2002* (HAVA), the Ohio voter registration form was revised to meet the new federal requirements, which included adding the following questions that the applicant must answer affirmatively in order for the form to be processed:

1. Are you a U.S. citizen? Yes No
2. Will you be 18 years of age on or before the next general election? Yes No

The prescribed form also contains the following affirmation:

“I declare under penalty of election falsification I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and I will be at least 18 years of age at the time of the general election.”

The Elections Assistance Commission (EAC) recently issued an opinion that a state may choose to honor the affirmation of citizenship and age, even if the applicant did not check the “yes” boxes for questions 1 and 2. **Therefore, I am instructing county boards of elections to accept otherwise valid voter registration applications even if the applicants did not checked the “yes” boxes. Please inform all staff processing voter registrations of this important change of instructions.**

**II. VOTER REGISTRATION FORMS – PAPERWEIGHT**

We have received numerous questions concerning the paperweight of the Ohio voter registration form. The form prescribed by the Secretary of State must be printed on white, uncoated paper of not less than 80 lb. text weight. Any Ohio form not printed on this minimum paperweight is considered to be an *application* for a registration form. Your board should mail the appropriate form to the person listed on the application.

However, this office cannot dictate the paperweight of the federally-prescribed voter registrations forms: the on-line Federal Post Card Application (FPCA) and the “national” form prescribed by the Federal Elections Commission (FEC). Both those forms may be printed on regular weight (e.g, 20#) white paper.

If you have any questions on this directive, please call my Elections Division at 614-466-2585.

Sincerely,

J. Kenneth Blackwell

# **EXHIBIT D**



Wednesday, September 22, 2004, 09:18 A.M. Pacific

Permission to reprint or copy this article/photo **must** be obtained from The Seattle Times. Call 206-464-3113 or e-mail [resale@seattletimes.com](mailto:resale@seattletimes.com) with your request.

## 3,000 denied right to vote

By Susan Gilmore

*Seattle Times staff reporter*

About 2,000 residents of King County and 1,000 in Snohomish County were denied the right to vote in last week's primary election because they neglected to mark a box on their voter-registration form to attest that they were U.S. citizens.

Now the state says that was done in error, and those residents will be registered to vote in November's general election.

It's all part of the confusion spurred by the 2000 presidential election and voting problems in Florida.

The national Help America Vote law was passed in 2002 and called for major changes in the way elections are run. Under the act, states are required to replace punch-card voting systems and to create a computerized statewide voter-registration list and a permanent paper voting record.

But Congress did not allocate money immediately to make the changes, and states were allowed to apply for delays. Washington applied for, and was granted, a waiver until 2006.

However, certain changes were required immediately, said Pam Floyd, voter-registration-services manager with the Secretary of State's Office, which administers elections in Washington.

The state believed that the citizenship check box on the voter-registration form was required immediately, but two weeks before the primary the state received a letter from federal elections officials saying it didn't need to enforce the citizenship box.

"It caught us by surprise," said Floyd, adding that it was too late to fix it before the primary. "Voter registration was closed by state law, so we decided not to make the change but look at it when the primary was over."

She didn't know how many people were affected statewide.

At a meeting earlier this week, the state decided to make the citizenship box advisory only and to notify all 39 counties that they don't have to enforce the check box.

The box must be checked when the state's waiver ends in 2006.

Dean Logan, head of King County Elections, said there were 1,953 pending registrations in King County where residents failed to mark the citizenship box and were denied registration for the primary.

Logan said he has long had problems with this rule.

"These are people signing an oath saying they were 18 and met the qualifications, but didn't mark the check box. It seems odd it would deny registration," Logan said. He said those people's forms will now be processed and they will be given voter-registration cards.

Wendy Mauch, Snohomish County voter-registration supervisor, said it was her impression that the county is required by the federal government to register only voters who had checked the citizenship box. She said she was not aware that the state had rescinded the policy.

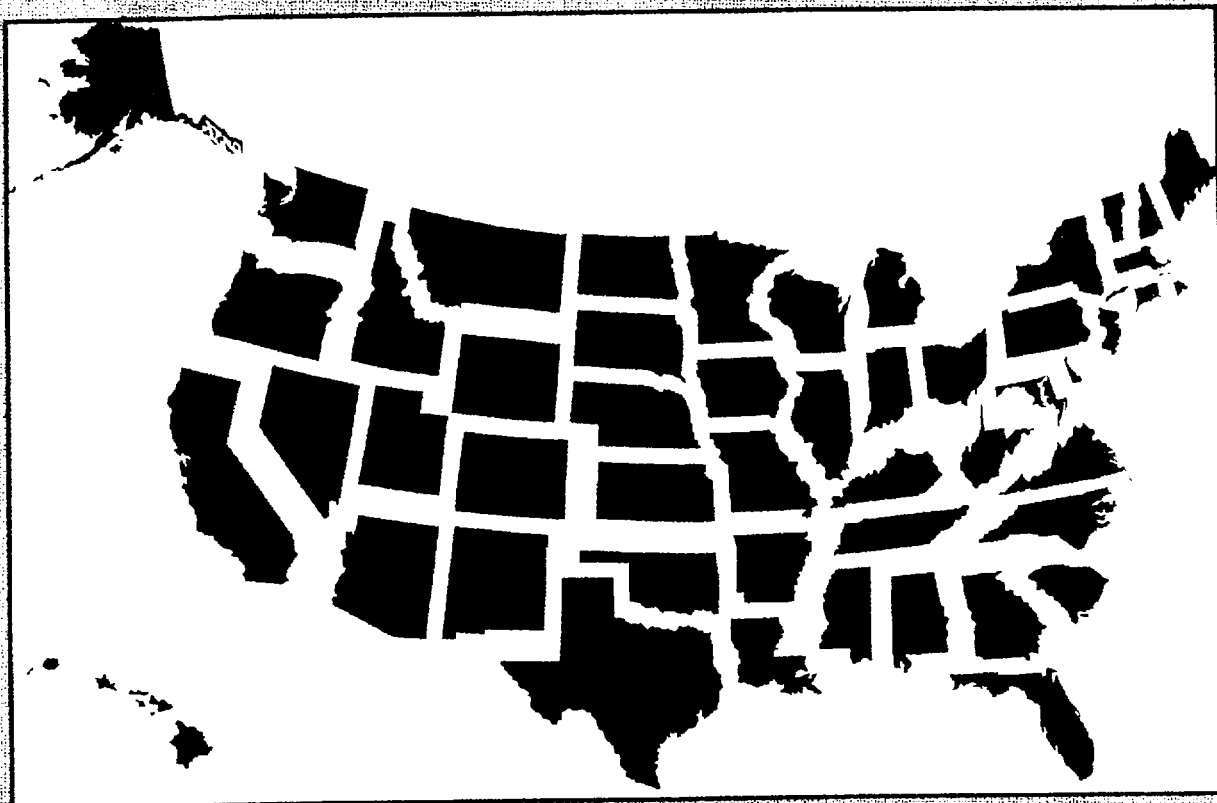
Snohomish County officials had been returning forms to voters who did not check the box, and Mauch said there were 1,094 who weren't able to vote in the primary because of it.

*Emily Heffter, Snohomish County bureau, contributed to this report. Susan Gilmore: 206-464-2054 or [sgilmore@seattletimes.com](mailto:sgilmore@seattletimes.com)*

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# **EXHIBIT E**

**Register To Vote In Your State  
By Using This  
Postcard Form and Guide**



**For U.S. Citizens**

# General Instructions

## Who Can Use this Application

If you are a U.S. citizen who lives or has an address within the United States, you can use the application in this booklet to:

- Register to vote in your State,
- Report a change of name to your voter registration office, or
- Report a change of address to your voter registration office, or
- Register with a political party.

## Exceptions

Please do not use this application if you live outside the United States and its territories and have no home (legal) address in this country. *or* if you are in the military stationed away from home. Use the Federal Postcard Application available to you from military bases, American embassies, or consular offices.

**New Hampshire** town and city clerks will accept this application only as a request for their own absentee voter mail-in registration form.

**North Dakota** does not have voter registration.

**Wyoming** law does not permit mail registration.

## How to Find Out If You Are Eligible to Register to Vote in Your State

Each State has its own laws about who may register and vote. Check the information under your State in the State Instructions.

*Note:* All States require that you be a United States citizen by birth or naturalization to register to vote in federal and State elections. Federal law makes it illegal to falsely claim U.S. citizenship to register to vote in any federal, State, or local election.

*Also Note:* You cannot be registered to vote in more than one place at a time.

## How to Fill Out this Application

Use both the Application Instructions and State Instructions to guide you in filling out the application.

First, read the Application Instructions. These instructions will give you important information that applies to everyone using this application.

Next, find your State under the State Instructions. Use these instructions to fill out Boxes 6, 7, and 8. Also refer to these instructions for information about voter eligibility and any oath required for Box 9.

## When to Register to Vote

Each State has its own deadline for registering to vote. Check the deadline for your State on the last page of this booklet.

## How to Submit Your Application

Mail your application to the address listed under your State in the State Instructions. Or, deliver the application in person to your local voter registration office.

The remaining States that accept the national form will accept copies of the application printed from the computer image on regular paper stock, signed by the applicant, and mailed in an envelope with the correct postage.

## First Time Voters Who Register by Mail

If you are registering to vote for the first time in your jurisdiction and are mailing this registration application, you may be required to provide proof of identification the first time you vote.

Depending on the specific requirements of your State, you may avoid providing identification at the polls when you vote for the first time by mailing a copy of an identification document together with this application. The list of acceptable documents is included in the State Instructions.

**Do not include original documents with this application.**

**Please read the accompanying State Instructions to determine the voter identification requirements for your State.**

## If You Were Given this Application in a State Agency or Public Office

If you have been given this application in a State agency or public office, it is your choice to use the application or not.

If you decide to use this application to register to vote, you can fill it out and leave it with the State agency or public office. The application will be submitted for you. Or, you can take it with you to mail to the address listed under your State in the State Instructions. You also may take it with you to deliver in person to your local voter registration office.

*Note:* The name and location of the State agency or public office where you received the application will remain confidential. It will not appear on your application. Also, if you decide not to use this application to register to vote, that decision will remain confidential. It will not affect the service you receive from the agency or office.

# Application Instructions

Before filling out the body of the form, please answer the questions on the top of the form as to whether you are a United States citizen and whether you will be 18 years old on or before election day. If you answer no to either of these questions, you may not use this form to register to vote. However, state specific instructions may provide additional information on eligibility to register to vote prior to age 18.

## Box 1 — Name

Put in this box your full name in this order — Last, First, Middle. Do not use nicknames or initials.

*Note:* If this application is for a change of name, please tell us in **Box A** (on the bottom half of the form) your full name before you changed it.

## Box 2 — Home Address

Put in this box your home address (legal address). Do not put your mailing address here if it is different from your home address. Do not use a post office box or rural route without a box number. Refer to state-specific instructions for rules regarding use of route numbers.

*Note:* If you were registered before *but* this is the first time you are registering from the address in Box 2, please tell us in **Box B** (on the bottom half of the form) the address where you were registered before. Please give us as much of the address as you can remember.

*Also Note:* If you live in a rural area but do not have a street address, or if you have no address, please show where you live using the map in **Box C** (at the bottom of the form).

## Box 3 — Mailing Address

If you get your mail at an address that is different from the address in Box 2, put your mailing address in this box.

*Note:* If you have no address in Box 2, you **must** write in Box 3 an address where you can be reached by mail.

## Box 4 — Date of Birth

Put in this box your date of birth in this order — Month, Day, Year. *Be careful not to use today's date!*

## Box 5 — Telephone Number

Most States ask for your telephone number in case there are questions about your application. However, you do not have to fill in this box.

## Box 6 — ID Number

Federal law requires that states collect from each registrant an identification number. You must refer to your state's specific instructions for item 6 regarding information on what number is acceptable for your state. If you have neither a drivers license nor a social security number, please indicate this on the form and a number will be assigned to you by your state.

## Box 7 — Choice of Party

In some States, you must register with a party if you want to take part in that party's primary election, caucus, or convention. To find out if your State requires this, see item 7 in the instructions under your State.

If you want to register with a party, print in the box the full name of the party of your choice.

If you do **not** want to register with a party, write "no party" or leave the box blank. Do **not** write in the word "independent" if you mean "no party," because this might be confused with the name of a political party in your State.

*Note:* If you do not register with a party, you can still vote in general elections and nonpartisan (nonparty) primary elections.

## Box 8 — Race or Ethnic Group

A few States ask for your race or ethnic group, in order to administer the Federal Voting Rights Act. To find out if your State asks for this information, see item 8 in the instructions under your State. If so, put in Box 8 the choice that best describes you from the list below:

- American Indian or Alaskan Native
- Asian or Pacific Islander
- Black, *not of* Hispanic Origin
- Hispanic
- Multi-racial
- White, *not of* Hispanic Origin
- Other

## Box 9 — Signature

Review the information in item 9 in the instructions under your State. Before you sign or make your mark, make sure that:

- (1) You meet your State's requirements, and
- (2) You understand **all** of Box 9.

Finally, sign your **full** name or make your mark, and print today's date in this order — Month, Day, Year.

If the applicant is unable to sign, put in **Box D** the name, address, and telephone number (optional) of the person who helped the applicant.

# Voter Registration Application

Before completing this form, review the General, Application, and State specific instructions.

Are you a citizen of the United States of America? <input type="checkbox"/> Yes <input type="checkbox"/> No Will you be 18 years old on or before election day? <input type="checkbox"/> Yes <input type="checkbox"/> No <b>If you checked "No" in response to either of these questions, do not complete form.</b> (Please see state-specific instructions for rules regarding eligibility to register prior to age 18.)		This space for office use only.				
<b>1</b>	(Circle one) Mr. Mrs. Miss Ms	Last Name	First Name	Middle Name(s)	(Circle one) Jr Sr II III IV	
<b>2</b>	Home Address		Apt. or Lot #	City/Town	State	Zip Code
<b>3</b>	Address Where You Get Your Mail If Different From Above			City/Town	State	Zip Code
<b>4</b>	Date of Birth  Month / Day / Year		<b>5</b>	Telephone Number (optional)		<b>6</b>
<b>7</b>	Choice of Party <small>(see item 7 in the instructions for your State)</small>		<b>8</b>	Race or Ethnic Group <small>(see item 8 in the instructions for your State)</small>		
<b>9</b>	I have reviewed my state's instructions and I swear/affirm that: <ul style="list-style-type: none"> <li>■ I am a United States citizen</li> <li>■ I meet the eligibility requirements of my state and subscribe to any oath required.</li> <li>■ The information I have provided is true to the best of my knowledge under penalty of perjury. If I have provided false information, I may be fined, imprisoned, or (if not a U.S. citizen) deported from or refused entry to the United States.</li> </ul>			Please sign full name (or put mark) ▲ _____ Date: _____ Month      Day      Year		

If you are registering to vote for the first time: please refer to the application instructions for information on submitting copies of valid identification documents with this form.

## Please fill out the sections below if they apply to you.

If this application is for a change of name, what was your name before you changed it?

<b>A</b>	Mr. Mrs. Miss Ms.	Last Name	First Name	Middle Name(s)	(Circle one) Jr Sr II III IV
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If you were registered before but this is the first time you are registering from the address in Box 2, what was your address where you were registered before?

<b>B</b>	Street (or route and box number)	Apt. or Lot #	City/Town/County	State	Zip Code
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If you live in a rural area but do not have a street number, or if you have no address, please show on the map where you live

<b>C</b>	<ul style="list-style-type: none"> <li>■ Write in the names of the crossroads (or streets) nearest to where you live.</li> <li>■ Draw an X to show where you live.</li> <li>■ Use a dot to show any schools, churches, stores, or other landmarks near where you live, and write the name of the landmark.</li> </ul>	NORTH ↑			
	<table border="1" style="margin: auto;"> <tr> <td style="width: 20%;">Example</td> <td style="width: 5%; text-align: center;">Route #2</td> <td style="width: 75%;"> </td> </tr> </table>	Example	Route #2		
Example	Route #2				

If the applicant is unable to sign, who helped the applicant fill out this application? Give name, address and phone number (phone number optional).

<b>D</b>	
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**Mail this application to the address provided for your State.**

**FOR OFFICIAL USE ONLY**


FIRST CLASS  
STAMP  
NECESSARY  
FOR  
MAILING




# Voter Registration Application

Before completing this form, review the General, Application, and State specific instructions.

Are you a citizen of the United States of America? <input type="checkbox"/> Yes <input type="checkbox"/> No Will you be 18 years old on or before election day? <input type="checkbox"/> Yes <input type="checkbox"/> No If you checked "No" in response to either of these questions, do not complete form. (Please see state-specific instructions for rules regarding eligibility to register prior to age 18.)		This space for office use only.							
<b>1</b>	(Circle one) Mr. Mrs. Miss Ms.	Last Name	First Name	Middle Name(s)	(Circle one) Jr Sr II III IV				
<b>2</b>	Home Address		Apt. or Lot #	City/Town	State	Zip Code			
<b>3</b>	Address Where You Get Your Mail If Different From Above			City/Town	State	Zip Code			
<b>4</b>	Date of Birth  Month / Day / Year		<b>5</b>	Telephone Number (optional)		<b>6</b> ID Number - (See item E in the instructions for your state)			
<b>7</b>	Choice of Party <small>(see item 7 in the instructions for your State)</small>		<b>8</b>	Race or Ethnic Group <small>(see item 8 in the instructions for your State)</small>					
<b>9</b>	I have reviewed my state's instructions and I swear/affirm that: <ul style="list-style-type: none"> <li>■ I am a United States citizen</li> <li>■ I meet the eligibility requirements of my state and subscribe to any oath required.</li> <li>■ The information I have provided is true to the best of my knowledge under penalty of perjury. If I have provided false information, I may be fined, imprisoned, or (if not a U.S. citizen) deported from or refused entry to the United States.</li> </ul>			Please sign full name (or put mark) ▲ Date: <table style="display: inline-table; border: 1px solid black; width: 150px; height: 20px; vertical-align: middle;"> <tr> <td style="width: 33%; text-align: center;">Month</td> <td style="width: 33%; text-align: center;">Day</td> <td style="width: 33%; text-align: center;">Year</td> </tr> </table>			Month	Day	Year
Month	Day	Year							

If you are registering to vote for the first time: please refer to the application instructions for information on submitting copies of valid identification documents with this form.

## Please fill out the sections below if they apply to you.

If this application is for a change of name, what was your name before you changed it?

<b>A</b>	Mr. Mrs. Miss Ms.	Last Name	First Name	Middle Name(s)	(Circle one) Jr Sr II III IV
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If you were registered before but this is the first time you are registering from the address in Box 2, what was your address where you were registered before?

<b>B</b>	Street (or route and box number)	Apt. or Lot #	City/Town/County	State	Zip Code
----------	----------------------------------	---------------	------------------	-------	----------

If you live in a rural area but do not have a street number, or if you have no address, please show on the map where you live

<b>C</b>	<ul style="list-style-type: none"> <li>■ Write in the names of the crossroads (or streets) nearest to where you live.</li> <li>■ Draw an X to show where you live.</li> <li>■ Use a dot to show any schools, churches, stores, or other landmarks near where you live, and write the name of the landmark.</li> </ul>	NORTH ↑						
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 25%;">Example</td> <td style="width: 5%; text-align: center;">Route #2</td> <td style="width: 70%; text-align: center;">                     ● Grocery Store                      Woodchuck Road                 </td> </tr> <tr> <td style="text-align: center;">Public School ●</td> <td></td> <td style="text-align: center;">X</td> </tr> </table>	Example	Route #2	● Grocery Store Woodchuck Road	Public School ●		X	
Example	Route #2	● Grocery Store Woodchuck Road						
Public School ●		X						

If the applicant is unable to sign, who helped the applicant fill out this application? Give name, address and phone number (phone number optional).

<b>D</b>	
----------	--

**Mail this application to the address provided for your State.**



# State Instructions

## Alabama

**Registration Deadline** — Voter registration is closed during the ten days preceding an election. Applications must be postmarked or delivered by the eleventh day prior to the election.

**6. ID Number.** Your social security number is requested (by authority of the Alabama Supreme Court, 17-4-122).

**7. Choice of Party.** Optional: You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** You are required to fill in this box, however, your application will not be rejected if you fail to do so. See the list of choices under the Application Instructions for Box 8 (on page 2).

**9. Signature.** To register in Alabama you must:

- be a citizen of the United States
- be a resident of Alabama and your county at the time of registration
- be 18 years old before any election
- not have been convicted of a felony punishable by imprisonment in the penitentiary (or have had your civil and political rights restored)
- not currently be declared mentally incompetent through a competency hearing
- swear or affirm to "support and defend the Constitution of the U.S. and the State of Alabama and further disavow any belief or affiliation with any group which advocates the overthrow of the governments of the U.S. or the State of Alabama by unlawful means and that the information contained herein is true, so help me God"

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

(1) A **COPY** of a current and valid photo identification **OR**

(2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot. If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Office of the Secretary of State  
P.O. Box 5616  
Montgomery, AL 36103-5616

## Alaska

**Registration Deadline** — 30 days before the election.

**6. ID Number.** You must provide one of the following identification numbers; Alaska Driver's License or Alaska State Identification Card Number, or last four digits of your Social Security Number. If you do not have any of these identification numbers, please write "NONE" on the form. A unique identifying number will be assigned to you for voter registration purposes. This information is kept confidential. Having this information assists in maintaining your voter record and may assist in verifying your identity (Title 15 of the Alaska Statutes).

**7. Choice of Party.** You do not have to declare a party affiliation when registering to vote. If you do not choose a party, you will be registered as Undeclared. Alaska has a closed primary election system. Each recognized political party has a separate ballot listing only candidates from that political party. Voters registered as a member of a political party may only vote that party's ballot. Voters registered as undeclared or non-partisan may choose one ballot from the ballots available.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Alaska you must:

- be a citizen of the United States
- be at least 18 years old within 90 days of completing this registration
- be a resident of Alaska
- not be a convicted felon (unless unconditionally discharged)
- not be registered to vote in another State

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail or by fax, you are initially registering or reregistering to vote in Alaska and you do not have the identifying numbers required in Box 6 or the numbers you provided cannot be verified, you will be required to provide documentation verifying your identity when voting. The following documents will serve as identification for voting purposes:

- 1) Driver's License, State Identification Card, Current & Valid Photo ID, Passport, Birth Certificate or Hunting/Fishing License; or
- 2) Current Pay Stub, Current Utility Bill, Current Bank Statement or Other Government Document, each of which must include your name and current address.
- 3) Government Issued Check  
You may submit one of the forms of identification from 1) above with this application and satisfy the identification requirement. If you are initially registering to vote from outside the State of Alaska you must provide proof of residency with this application. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Division of Elections  
State of Alaska  
PO Box 110017  
Juneau, AK 99811-0017

# State Instructions

## Arizona

**Registration Deadline** — 29 days before the election.

**6. ID Number.** Your completed voter registration form must contain the number of your Arizona driver license, or non-operating identification license issued pursuant to A.R.S. § 28-3165, if the license is current and valid. If you *do not have* a current and valid Arizona driver license or non-operating identification license, you must include the last four digits of your social security number if one has been issued to you. If you do not have a current and valid driver license or non-operating identification license or a social security number, please write "NONE" on the form. A unique identifying number will be assigned by the Secretary of State.

**7. Choice of Party.** If you are registered in a political party which has qualified for ballot recognition, you will be permitted to vote the primary election ballot for that party. If you are registered as an independent, no party preference or as a member of a party which is not qualified for ballot recognition, you may select and vote one primary election ballot for one of the recognized political parties.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Arizona you must:

- be a citizen of the United States
- be a resident of Arizona and your county at least 29 days preceding the next election
- be 18 years old on or before the next general election
- not have been convicted of treason or a felony (or have had your civil rights restored)
- not currently be declared an incapacitated person by a court of law

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot. If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Secretary of State/Elections  
1700 W. Washington, 7th Floor  
Phoenix, AZ 85007-2888

## Arkansas

**Registration Deadline** — 30 days before the election.

**6. ID Number.** Provide the appropriate number. Driver's license number/ Last 4 digits of social security number. Indicate if you have neither a driver's license nor social security number.

**7. Choice of Party.** Optional. You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Arkansas you must:

- be a citizen of the United States
- live in Arkansas at the address in Box 2 on the application
- be at least 18 years old before the next election
- not be a convicted felon (or have completely discharged your sentence or been pardoned)
- not claim the right to vote in any other jurisdiction
- not previously be adjudged mentally incompetent by a court of competent jurisdiction

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

**IMPORTANT:** If you are a first time registrant submitting this application by mail, a current and valid photo ID or a **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address **MUST** be submitted with this application in order to avoid additional ID requirements upon voting for the first time. If you do not provide proof of identification, you may cast a provisional ballot. *Voters may also be required to show proof of identification under State law.*

### Mailing address:

Secretary of State  
Voter Services  
P.O. Box 8111  
Little Rock, AR 72203-8111

# State Instructions

## California

**Registration Deadline** — 15 days before the election.

**6. ID Number** When you register to vote, you must provide your California driver's license or California identification card number, if you have one. If you do not have a driver's license or ID card, you must provide the last four digits of your Social Security Number (SSN). If you do not include this information, you will be required to provide identification when you vote.

**7. Choice of Party.** Please enter the name of the political party with which you wish to register. If you do not wish to register with any party, enter "Decline to State" in the space provided.

California law allows voters who "decline to state" an affiliation with a qualified political party or who affiliate with a nonqualified political party to vote in the primary election of any qualified political party that files a notice with the Secretary of State allowing them to do so. You can call 1-800-345-VOTE or visit [www.ss.ca.gov](http://www.ss.ca.gov) to learn which political parties are allowing nonaffiliated voters to participate in their primary election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in California you must:

- be a citizen of the United States
  - be a resident of California
  - be at least 18 years of age at the time of the next election
  - not be imprisoned or on parole for the conviction of a felony
  - not currently be judged mentally incompetent by a court of law
- Signature is required. If you meet the requirements listed above, please sign and date the registration card in the space provided.

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

#### Voting in person:

- A **first-time** voter who registers by mail must present to the appropriate state or local election official:
  - 1) a current and valid photo identification; or

- 2) a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter.

#### Voting by mail:

- A **first-time** voter who registers by mail must submit a **COPY** of one of the following documents with his or her absentee ballot:

- 1) current and valid photo identification; **OR**
- 2) current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter.

#### For Those Who Register by Mail:

Persons who register to vote by mail and submit a driver's license number that the state or local election official can match with an existing state identification record will not be required to provide identification when they vote. Additionally, voters will not be required to provide identification when they vote if they are: (i) provided the right to vote otherwise than in person under the Voting Accessibility for the Elderly and Handicapped Act; or (ii) entitled to vote otherwise than in person under any other Federal law.

These identification requirements only apply to elections in which there is a federal office on the ballot. If you do not provide proof of identification, you may cast a provisional ballot.

#### Mailing address:

Secretary of State  
Elections Division  
1500 11th Street  
Sacramento, CA 95814

# State Instructions

## Colorado

**Registration Deadline** — 29 days before the election. If the application is received in the mails without a postmark, it must be received within 5 days of the close of registration.

**6. ID Number.** Colorado requires a Colorado driver's license number or ID number issued by the State Department of Revenue **plus** at least the last 4 digits of your social security number in order to register to vote. If you have not been issued a Colorado driver's license or ID by the Department of Motor Vehicles of the State Department of Revenue, please write "NONE" on the form. You will then be issued a unique identification number.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Colorado you must:

- be a citizen of the United States
- be a resident of Colorado 30 days prior to the election
- be 18 years old on or before election day
- not be confined as a prisoner or serving any part of a sentence under mandate

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you are registering to vote for the first time in the state of Colorado and are mailing this registration application, a **COPY** of one of the following forms of identification information is required to be submitted with the mail-in registration form:

- A valid Colorado driver's license; or
- A valid Colorado Department of Revenue identification card; or
- A valid U.S. passport; or
- A valid pilot's license with photograph issued by the Federal Aviation Administration; or
- A valid employee identification with a photograph issued by the U.S. Government, Colorado state government, or any county, municipality, board, authority, or other political subdivision of the state; or

- A valid U.S. Military Identification card with photograph; or
- A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the elector; or
- At least the last four digits of the person's social security number.
- The approved forms of identification must show you're address as being in the state of Colorado.

**Do not include original documents with this application.**

**IF YOU DO NOT SUBMIT PROOF OF IDENTIFICATION WITH YOUR MAIL-IN REGISTRATION FORM, YOU WILL BE REQUIRED TO PROVIDE PROOF OF IDENTIFICATION USING THE TYPES OF IDENTIFICATION DESCRIBED ABOVE AT THE TIME OF VOTING.**

If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
c/o Elections  
1560 Broadway, Suite 200  
Denver, CO 80202

## Connecticut

**Registration Deadline** — 14 days before the election.

**6. ID Number.** Connecticut Driver's License Number, or if none, the last four digits of your Social Security Number.

**7. Choice of Party.** This is optional, but you must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Connecticut you must:

- be a citizen of the United States
- be a resident of Connecticut and of the town in which you wish to vote
- be 17 years old. You can vote when you turn 18.
- have completed confinement and parole if previously convicted of a felony, and have had your voting rights restored by Registrars of Voters.
- not currently be declared mentally incompetent to vote by a court of law

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If (1) you submit this form by mail and (2) you are registering for the first time in town, you may wish to submit with this application (a) a **COPY** of a current and valid photo I.D. or (b) a **COPY** of a current utility bill, bank statement, government check, paycheck or government that shows your name and address, in order to avoid additional I.D. requirements the first time you vote. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
Elections Division  
30 Trinity Street  
Hartford, CT 06106

# State Instructions

## Delaware

**Registration Deadline** -- 20 days prior to the general election and 20 days prior to any primary election.

**6. ID Number.** Your social security number is requested. Your social security number is used as necessary for administrative purposes related to voting, including to identify you as a registered voter, to ensure no individual is registered in more than one place, to verify address, voting districts, and other information and may be used for any other lawful purpose. The registration application containing your social security number will become part of the registration records of your county (Title 15, Sec. 1302, Del. Code and 5 U.S.C.A., Sec. 552a [Sec. 7 of the Privacy Act of 1974]).

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Delaware you must:

- be a citizen of the United States
- be a permanent resident of Delaware
- be at least 18 years old on the date of the next general election
- felons are eligible to vote if certain requirements are met: fines and sentence completed at least five years prior to application date; felony convictions can not be disqualifying felonies, which are murder, sexual offenses, or crimes against public administration involving bribery or improper influence or abuse of office.
- not be mentally incompetent

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**

- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in ballot. If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Commissioner of Elections  
32 W. Loockerman Street, M101  
Dover, DE 19904

## District of Columbia

**Registration Deadline** — 30 days before the election.

**6. ID Number.** Federal law now requires that all voter registration applications must include either the applicant's driver's license number or the last four digits of the applicant's social security number in order to be processed.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in the District of Columbia you must:

- be a citizen of the United States
- be a District of Columbia resident at least 30 days preceding the next election
- be at least 18 years old on or preceding the next election
- not be in jail for a felony conviction
- not have been judged "mentally incompetent" by a court of law
- not claim the right to vote anywhere outside D.C.

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

All first-time voters who register by mail must provide ID prior to voting.

In order to avoid having to present identification prior to casting a ballot for any Federal office at the polls on election day, or when casting a mail-in ballot, you must include a **COPY** of a current and valid photo identification, or a **COPY** of a current utility bill, bank statement, government check, paycheck, or other document that shows your name and address along with this form. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

District of Columbia Board of  
Elections & Ethics  
441 4th Street, NW, Suite 250  
Washington, DC 20001-2745

# State Instructions

## Florida

**Registration Deadline** — 29 days before the election.

**6. ID Number.** If you have one, you must provide your Florida driver's license number or Florida identification card number. If you do not have a Florida driver's license or identification card, you must provide the last four digits of your social security number.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** You are requested to fill in this box. See the list of choices under the Application Instructions for Box 8 (on page 2).

**9. Signature.** To register in Florida you must:

- be a citizen of the United States
- be a legal resident of both the State of Florida and of the county in which you seek to be registered
- be 18 years old (you may pre-register if you are 17)
- not now be adjudicated mentally incapacitated with respect to voting in Florida or any other State
- not have been convicted of a felony without your civil rights having been restored pursuant to law
- not claim the right to vote in another county or state
- swear or affirm the following:

"I will protect and defend the Constitution of the United States and the Constitution of the State of Florida, that I am qualified to register as an elector under the Constitution and laws of the State of Florida, and that I am a citizen of the United States and a legal resident of Florida"

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

Beginning in 2004, federal ID requirements will apply to any first-time voter who:

- Registered to vote by mail after January 1, 2003, and
- Has not previously voted in an election in the county in which he or she is registered

When voting the first time, these voters will need to present at the polls current, valid picture identification.

These first time voters may not sign the affirmation of identity in lieu of presenting a picture ID. Any such voter not presenting the required identification will vote a provisional ballot.

When voting the first time, if by absentee ballot, these first time voters will need to provide a **COPY** of:

- Current and valid picture identification, or
- **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document (excluding a voter identification card) that shows the name and address of the voter.

Failure to provide a **COPY** of required identification with the absentee ballot will cause the ballot to be treated as a provisional ballot.

If you wish to avoid providing the identification required of first-time voters, you may enclose a **COPY** of one of the above listed documents along with this application. (**DO NOT SEND ORIGINAL ID DOCUMENTS BY MAIL**)

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

State of Florida  
Department of State  
Division of Elections  
107 West Gaines Street, Room 231  
Tallahassee, FL 32399-0250

## Georgia

**Registration Deadline** — The fifth Monday before any general primary, general election, or presidential preference primary, or regularly scheduled special election pursuant to the Georgia Election Code. In the event that a special election is scheduled on a date other than those dates prescribed by the Georgia Election Code, registration would close on the 5th day after the call.

**6. ID Number.** Your full social security number is required. Your social security number will remain confidential and will not be disclosed except as required by law. The number will be used to identify and verify the identity of voters (Georgia Election Code, O.C.G.A. Ch. 21-2-219, 21-2-220, 21-2-225).

**7. Choice of Party.** You do not have to register with a party to take part in that party's primary, caucus or convention.

**8. Race or Ethnic Group.** You are requested to fill in this box. See the list of choices under the Application Instructions for Box 8 (on page 2).

**9. Signature.** To register in Georgia you must:

- be a citizen of the United States
- be a legal resident of Georgia and of the county in which you want to vote
- be 18 years old within six months after the day of registration, and be 18 years old to vote
- not be serving a sentence for having been convicted of a felony
- not have been judicially determined to be mentally incompetent, unless the disability has been removed

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you are submitting this form by mail and you are registering for the first time in Georgia, attach a **COPY** of one of the following with your application: A **COPY** of a current and valid photo ID, a **COPY** of a current utility bill, bank statement, government check, paycheck, or government document that shows your name and address. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Elections Division  
Office of the Secretary of State  
1104 West Tower  
2 Martin Luther King, Jr. Dr., S.E.  
Atlanta, GA 30334-1505

# State Instructions

## Hawaii

**Registration Deadline** — 30 days before the election.

**6. ID Number.** Your full social security number is required. It is used to prevent fraudulent registration and voting. Failure to furnish this information will prevent acceptance of this application (Hawaii Revised Statutes, Section 11-15).

**7. Choice of Party.** A "choice of party" is not required for voter registration.

**8. Race or Ethnic Group.** Race or ethnic group information is not required for voter registration.

**9. Signature.** To register in Hawaii you must:

- be a citizen of the United States
- be a resident of the State of Hawaii
- be at least 16 years old (you must be 18 years old by election day in order to vote)
- not be incarcerated for a felony conviction
- not be adjudicated by a court as "non compos mentis"

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot. If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Office of Elections  
State of Hawaii  
802 Lehua Avenue  
Pearl City, HI 96782

## Idaho

**Registration Deadline** — 25 days before the election.

**6. ID Number.** Enter your driver's license number. If you have no driver's license, enter the last 4 digits of your social security number.

**7. Choice of Party.** You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Idaho you must:

- be a citizen of the United States
- have resided in Idaho and in the county for 30 days prior to the day of election
- be at least 18 years old
- not have been convicted of a felony, and without having been restored to the rights of citizenship, or confined in prison on conviction of a criminal offense

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

A **COPY** of a current and valid photo identification or a **COPY** of a current utility bill, bank statement, government check, paycheck or government document that shows your name and address must be submitted with this form or shown at the polls prior to voting. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
P.O. Box 83720  
State Capitol Bldg.  
Boise, ID 83720-0080

## Illinois

**Registration Deadline** — 28 days prior to each election.

**6. ID Number.** Your driver's license number is required to register to vote. If you do not have a driver's license, at least the last four digits of your social security number are required. If you have neither, please write "NONE" on the form. A unique identifier will be assigned to you by the State.

**7. Choice of Party.** Party registration or preference is not required for voter registration. However, when you apply for a primary ballot, you must indicate your party preference for that election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** A signature is required. If signature is missing from registration form, you will be notified your registration is incomplete.

To register in Illinois you must:

- be a citizen of the United States
- be a resident of Illinois and of your election precinct at least 30 days before the next election
- be at least 18 years old on or before the next election
- not be in jail for a felony conviction
- not claim the right to vote anywhere else

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail, and this is the first time you have registered to vote in this jurisdiction, you must include with your registration a current and valid photo ID or a **COPY** of a current utility bill, bank statement, government check, paycheck or other government document that shows your name and address. If requested identification is not included with your voter registration application then you must provide ID when you apply for a ballot or your ballot will be considered provisional. You must also vote in person the first time after you register by mail.

### Mailing address:

State Board of Elections  
1020 S. Spring Street  
Springfield, IL 62704

# State Instructions

## Indiana

**Registration Deadline** — 29 days before the election.

**6. ID Number.** Your state voter ID number is your ten digit Indiana issued driver's license number. If you do not possess an Indiana driver's license then provide the last four digits of your social security number. Please indicate which number was provided. (Indiana Code 3-7-13-13)

**7. Choice of Party.** Leave blank.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Indiana you must:

- be a citizen of the United States
- have resided in the precinct at least 30 days before the next election
- be at least 18 years of age on the day of the next general election
- not currently be in jail for a criminal conviction

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

An individual who registers to vote by mail who has not previously voted in a federal general election in Indiana (or a special election for federal office in Indiana) must include with that mailing a **COPY** of the individual's current and valid photo identification or a current utility bill, bank statement, government check, paycheck, or government document that shows the name and address of the voter. If this documentation is not provided with the registration application, the voter will be required to provide the documentation before voting. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Election Division  
Office of the Secretary of State  
302 West Washington Street,  
Room E-204  
Indianapolis, IN 46204-2743

## Iowa

**Registration Deadline** — Must be delivered by 5 p.m. 10 days before the election, if it is a state primary or general election; 11 days before all others. Registration forms which are

postmarked 15 or more days before an election are considered on time even if received after the deadline.

**6. ID Number.** Your ID number is your Iowa driver's license number (or Iowa non-driver identification number) or your social security number. If you chose to list your social security number you must at least provide the last four digits. You do not have to put your full social security number on this form. You can sign up to vote, and vote, even if you do not put your full social security number on this form. Social security numbers are used to make sure that the same person is not registered to vote more than once. Social security numbers are taken off lists of voters sold to candidates or others. But social security numbers may be on original records on file in county auditor's offices and open for public viewing. Iowa law (Section 48A.11) permits the State to ask for your social security number on this form.

**7. Choice of Party.** You may, but do not have to, register with a party in advance if you want to take part in that party's primary election. You may change or declare a party affiliation at the polls on primary election day.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Iowa you must:

- be a citizen of the United States
- be a resident of Iowa
- be at least 17-1/2 years old (you must be 18 to vote)
- not have been convicted of a felony (or have had your rights restored)
- not currently be judged by a court to be "incompetent to vote"
- not claim the right to vote in more than one place
- give up your right to vote in any other place

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you submit this form by mail and you are registering to vote for the first time in this county enclose a **COPY** of one of the following documents:

A) Current and valid photo identification card showing your name.

B) Current utility bill, bank statement, government check, paycheck or government document showing your name and address.

If you do not provide proof of identification, you may cast a provisional ballot.

You do not need to send any of the documents listed above if you include your drivers license number or the last 4 digits of your social security number and this information can be verified.

### Mailing address:

Elections Division  
Office of the Secretary of State  
Lucas Building-1st Floor  
321 E. 12th Street  
Des Moines, IA 50319

# State Instructions

## Kansas

**Registration Deadline** — Delivered 15 days before the election.

**6. ID Number.** The disclosure of the last four digits of your social security number is required. [KSA 25-2309 (b)(5)]. It is used for administrative purposes only and is not released to the public [KSA 25-2309 (j)].

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Kansas you must:

- be a citizen of the United States
- be a resident of Kansas
- be 18 by the next statewide general election
- have completed the terms of your sentence if convicted of a felony; a person serving a sentence for a felony conviction is ineligible to vote
- not claim the right to vote in any other location or under any other name
- not be excluded from voting for mental incompetence by a court of competent jurisdiction

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you submit this form by mail and you are registering to vote for the first time in this county you must enclose a **COPY** of one of the following forms of identification:

- A) A current and valid photo identification that shows your name and address or
- B) A current utility bill, bank statement, government check, paycheck or other government document that shows your name and address in the jurisdiction.

Failure to enclose a **COPY** of the proper identification with this application will require that this identification must be shown before you cast a valid vote in the next election. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
1st Floor, Memorial Hall  
120 SW 10th Ave.  
Topeka, KS 66612-1594

## Kentucky

**Registration Deadline** — 29 days before the election.

**6. ID Number.** Your full social security number is required. It is used for administrative purposes only and is not released to the public (KRS 116.155). No person shall be denied the right to register because of failure to include social security number.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Kentucky you must:

- be a citizen of the United States
- be a resident of Kentucky
- be a resident of the county for at least 28 days prior to the election date
- be 18 years of age on or before the next general election
- not be a convicted felon or if you have been convicted of a felony, your civil rights must have been restored by executive pardon
- not have been judged "mentally incompetent" in a court of law
- not claim the right to vote anywhere outside Kentucky

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**

- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof of at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot. If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

State Board of Elections  
140 Walnut Street  
Frankfort, KY 40601-3240

# State Instructions

## Louisiana

**Registration Deadline** — 30 days before the election.

**6. ID Number.** You must provide your Louisiana driver's license number, if issued. If not issued, you must provide at least the last four digits of your social security number, if issued. The full social security number may be provided on a voluntary basis. Neither the registrar nor the Department of Elections and Registration shall disclose the social security number of a registered voter or circulate the social security numbers of registered voters on commercial lists (R.S. 18:104 and 154; 42 U.S.C. 405).

**7. Choice of Party.** If you do not list a party affiliation, you cannot vote in the Presidential Preference Primary and party committee elections. Political party affiliation is not required for any other election.

**8. Race or Ethnic Group.** You are requested to fill in this box. See the list of choices under the Application Instructions for Box 8 (on page 2).

**9. Signature.** To register in Louisiana you must:

- be a citizen of the United States
- be a resident of Louisiana. Residence address must be address where you claim homestead exemption, if any.
- be at least 17 years old, and be 18 years old prior to the next election to vote
- not currently be under an order of imprisonment for conviction of a felony
- not currently be under a judgment of interdiction for mental incompetence

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, AND

If neither a social security number nor a Louisiana driver's license has been issued to you, you must attach either

- 1) A COPY of a current and valid photo identification or

- 2) A COPY of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Voters may also be required to provide identification documentation under State law. Individuals who fail to submit the required documentation when registering by mail and then also fail to present identification when voting may cast a provisional ballot.

### Mailing address (only through January 11, 2004):

Dept. of Elections and Registration  
P.O. Box 4729  
Baton Rouge, LA 70821-4729

### Mailing address (New: beginning on January 12, 2004):

Secretary of State  
Attention: Voter Registration  
P.O. Box 94125  
Baton Rouge, LA 70804-9125

## Maine

**Registration Deadline** — Delivered 10 business days before the election (or a voter may register in-person up to and including election day).

**6. ID Number.** Optional and acceptable now but not required until January 6, 2006 - you must list your valid Maine driver's license number. If you don't have a valid Maine driver's license, then you must provide the last four digits of your Social Security Number. Voters who don't have either of these forms of ID must write "NONE" in this space.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention (unless otherwise permitted by a political party).

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Maine you must:

- be a citizen of the United States
- be a resident of Maine and the municipality in which you want to vote
- be at least 17 years old (you must be 18 years old to vote)

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this application is sent by mail to the registrar, then you must also provide a COPY of certain identity documents with the registration form. You may submit a COPY of a Maine driver's license or other valid photo ID, a current utility bill, a bank statement, a paycheck or other government document that shows the voter's name and address. If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Elections Division  
Bureau of Corporations, Elections and Commissions  
101 State House Station  
Augusta, ME 04333-0101

# State Instructions

## Maryland

**Registration Deadline** — 9:00 p.m. 21 days before the election.

**6. ID Number.** If you have a current, valid Maryland driver's license or a Motor Vehicle Administration identification card, you must enter the driver's license or identification number. If you do not have a current, valid Maryland driver's license or Motor Vehicle Administration identification card, you must enter at least the last 4 digits of your social security number. However, please note, the disclosure of your full Social Security number is voluntary. The statutory authority allowing election officials to request your full Social Security number is Election Law Article, Section 3-202, Annotated Code of Maryland. The number will be used only for registration and other administrative purposes. It will be kept confidential.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Maryland you must:

- be a U.S. citizen
- be a Maryland resident
- be at least 18 years old by the next general election
- not be under guardianship for mental disability
- not have been convicted of buying or selling votes
- not have been convicted more than once of a crime of violence (Criminal Law, Art. 14-101)
- not have been convicted of an infamous crime [1] unless:
  - you have been pardoned,
  - you have completed the court-imposed sentence [2] (first conviction), or
  - at least 3 years have passed since you completed the court-imposed sentence [2] (second or later conviction).

[1] Infamous crime means any felony or any other crime involving an element of deceit, fraud or corruption.

[2] The court-imposed sentence includes probation, parole, community service, restitutions and fines.

## Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you have never voted in Maryland and submit this application by mail, and if you want to ensure that you are not required to provide identification when you vote in Maryland for the first time, you should submit with this application:

- a COPY of a current valid photo identification, OR
  - a COPY of a current utility bill, bank statement, government check, paycheck, or other government document with your name and address
- If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

State Board of Elections  
P.O. Box 6486  
Annapolis, MD 21401-0486

## Massachusetts

**Registration Deadline** — 20 days before the election.

**6. ID Number.** Leave blank.

**7. Choice of Party.** If you do not designate a party of political designation in this box, you will be registered as unenrolled. Unenrolled voters may participate in party primaries. However, an unenrolled voter must enroll in a party on the day of the Presidential Preference Primary in order to participate in that primary.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Massachusetts you must:

- be a citizen of the United States
- be a resident of Massachusetts
- be 18 years old on or before the next election
- not have been convicted of corrupt practices in respect to elections
- not be under guardianship with respect to voting
- not be currently incarcerated for a felony conviction

## Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have regis-

tered to vote in your jurisdiction, you MUST submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A COPY of a current and valid photo identification OR
- 2) A COPY of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Secretary of the Commonwealth  
Elections Division, Room 1705  
One Ashburton Place  
Boston, MA 02108

# State Instructions

## Michigan

**Registration Deadline** — 30 days before the election.

**6. ID Number.** A driver's license or state personal ID number is requested.

**7. Choice of Party.** A "choice of party" is not required for voter registration.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Michigan you must:

- be a citizen of the United States
- be 18 years old by the next election
- be a resident of Michigan and at least a 30 day resident of your city or township by election day
- not be confined in a jail after being convicted and sentenced

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot. If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Michigan Department of State  
Bureau of Elections  
P.O. Box 20126  
Lansing, MI 48901-0726

**Notice:** Michigan law requires that the same address be used for voter registration and driver license purposes. Therefore, if the residence address you provide on this form differs from the address shown on a driver license or personal identification card issued by the State of Michigan, the Secretary of State will automatically change your driver license or personal identification card address to match the residence address entered on this form. If an address change is made, the Secretary of State will mail you an address update sticker for your driver license or personal identification card.

**Caution:** If you register by mail, you must vote in person at your assigned precinct the first time you vote, unless you are:

- disabled as defined by state law;
- 60 years of age or older; or
- temporarily residing overseas.

## Minnesota

**Registration Deadline** — Delivered by 5:00 p.m. 21 days before the election (there is also election day registration at polling places).

**6. ID Number.** Federal law will require that you provide your driver's license number to register to vote for federal offices. If you do not have a driver's license then you will have to provide the last four digits of your social security number. If you have neither, please write "NONE" on the form. A unique identifying number will instead be assigned to you by your State.

**7. Choice of Party.** Leave blank.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Minnesota you must:

- be a citizen of the United States
- be a resident of Minnesota for 20 days before the next election
- reside at the address given
- be 18 years old by election day
- not be convicted of treason or a felony without having your civil rights restored
- not be under court-ordered guardianship of the person without retaining the right to vote
- not be found legally incompetent by a court.

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If registering by mail and if you have not previously voted in Minnesota for federal office, you **MUST** also provide a **COPY** of current and valid photo identification or a **COPY** of current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the precinct. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
60 Empire Drive, Suite 100  
St. Paul, MN 55103-1855

# State Instructions

## Mississippi

**Registration Deadline** — 30 days before the election.

**6. ID Number.** You are required to provide your current and valid driver's license number or, if you don't have one, the last four digits of your social security number.

**7. Choice of Party** Mississippi does not have party registration. Therefore, you do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Mississippi you must:

- be a citizen of the United States
- have lived in Mississippi and in your county (and city, if applicable) 30 days before the election in which you want to vote
- be 18 years old by the time of the general election in which you want to vote
- have not been convicted of murder, rape, bribery, theft, arson, obtaining money or goods under false pretense, perjury, forgery, embezzlement, or bigamy, or have had your rights restored as required by law
- not have been declared mentally incompetent by a court

*Note:* State law changed by federal court order in 1998 and by state legislation in 2000. We now accept the form as registration for voting for all state and federal offices.

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you do not have a driver's license or social security number, and this form is submitted by mail, and you have never registered to vote in the county you are now registering in, you must send, with this application, either a) a **COPY** of current and valid photo identification, or b) a **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter. If you do not provide the information requested above, you will be required to provide to election officials either (a) or (b) above the first time you vote after

January 1, 2004 at a voting place or by absentee ballot. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
P.O. Box 136  
Jackson, MS 39205-0136

### Mailing address:

Secretary of State  
P.O. Box 1767  
Jefferson City, MO 65102-1767

## Missouri

**Registration Deadline** — 28 days before the election.

**6. ID Number.** The last four digits of your social security number are required unless no social security number exists. ( 115.155, RSMO) Any electronic media, printouts or mailing labels provided under this section shall not include telephone numbers and social security numbers of voters (115.157 RSMO).

**7. Choice of Party.** You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To vote in Missouri you must:

- be a citizen of the United States
- be a resident of Missouri
- be at least 17-1/2 years of age (you must be 18 to vote)
- not be on probation or parole after conviction of a felony, until finally discharged from such probation or parole
- not be convicted of a felony or misdemeanor connected with the right of suffrage
- not be adjudged incapacitated by any court of law
- not be confined under a sentence of imprisonment

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If registering by mail for the first time, you must provide a **COPY** of appropriate identification: current or valid photo ID, **COPY** of current utility bill, bank statement, government check, paycheck or other government document that shows your name and address. If you do not provide proof of identification, you may cast a provisional ballot.

# State Instructions

## Montana

**Registration Deadline** — 30 days before the election.

**6. ID Number.** You must provide your Montana driver's license number. If you do not have a Montana driver's license number then you must list the **LAST FOUR DIGITS OF YOUR SOCIAL SECURITY NUMBER**. If you have neither a driver's license, nor a social security number, please write "NONE" on the form. The state of Montana will assign to you a unique identifying number.

**7. Choice of Party.** Montana does not require party registration to participate in any election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Montana you must:

- be a citizen of the United States
- be at least 18 years old on or before the election
- be a resident of Montana and of the county in which you want to vote for at least 30 days before the next election
- not be in a penal institution for a felony conviction
- not currently be determined by a court to be of unsound mind
- meet these qualifications by the next election day if you do not currently meet them

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application

will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Secretary of State's Office  
P.O. Box 202801  
State Capitol  
Helena, MT 59620-2801

## Nebraska

**Registration Deadline** — The third Friday before the election (or delivered by 6 p.m. on the second Friday before the election).

**6. ID Number.** Leave blank.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Nebraska you must:

- be a citizen of the United States
- be a resident of Nebraska
- be at least 18 years of age or will be 18 years of age on or before the first Tuesday after the first Monday of November
- not have been convicted of a felony, or if convicted, have had your civil rights restored
- not have been officially found to be mentally incompetent

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**

- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Nebraska Secretary of State  
Suite 2300, State Capitol Bldg.  
Lincoln, NE 68509-4608

# State Instructions

## Nevada

**Registration Deadline** — 9:00 p.m. on the fifth Saturday before any primary or general election. 9:00 p.m. on the third Saturday before any recall or special election. However, if a recall or special election is held on the same day as a primary or general election, the registration closes at 9:00 p.m. on the fifth Saturday before the day for the elections.

**6. ID Number.** An identification number is a Nevada Driver's License number, or at least the last four digits of your Social Security number. In the event you have not been issued a current and valid Nevada Driver's License or a Social Security number, a number will be issued to you by the County Clerk/Registrar. Registration records, including social security numbers are available for public inspection. (NRS 293.507).

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention. If you register with a minor political party, or as a Nonpartisan you will receive a Nonpartisan Ballot for the Primary Election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Nevada you must:

- be a citizen of the United States
- have attained the age of 18 years on the date of the next election
- have continuously resided in the State of Nevada, in your county, at least 30 days and in your precinct at least 10 days before the next election
- not currently be laboring under any felony conviction or other loss of civil rights that would make it unlawful for you to vote
- not be determined by a court of law to be mentally incompetent
- claim no other place as your legal residence

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you are a first time registrant submitting this form by mail, and wish to avoid additional identification requirements upon voting for the first time, you must provide the following information to the election

officials: 1) a COPY of a current and valid photo identification; or 2) a COPY of a current utility bill, bank statement, government check, paycheck or other government document that shows your name and address. If you vote in person or by mail, and you did not provide the above information at the time of registration, you must present the information to election officials before casting your ballot in person or submit the information when returning your ballot by mail. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
Elections Divisions  
101 North Carson Street  
Suite 3, Capitol Complex  
Carson City, NV 89701-4786

### Local county addresses:

You also may return completed applications to the County Clerk/Registrar where you normally reside. A complete list is available on Nevada's web site: [www.sos.state.nv.us](http://www.sos.state.nv.us)

## New Hampshire

New Hampshire town and city clerks will accept this application only as a request for their own absentee voter mail-in registration form, which must be received by your city or town clerk by 10 days before the election.

You need to fill in only Box 1 and Box 2 or 3.

The application should be mailed to your town or city clerk at your zip code. These addresses are listed on the Secretary of State web site at <http://www.state.nh.us/sos/clerks.htm>

It should be mailed in plenty of time for your town or city clerk to mail you their own form and for you to return that form to them by 10 days before the election.

# State Instructions

## New Jersey

**Registration Deadline** — 29 days before the election.

**6. ID Number.** The last four digits of your Social Security number OR your New Jersey Driver's License number is required for voter registration. If you do not possess either of these identifications, please write "NONE" on the form. The State will assign a number that will serve to identify you for voter registration purposes.

**7. Choice of Party.** New Jersey's voter registration form does not provide a check-off for political party affiliation. A newly registered voter or voter who has never voted in a political party primary election can declare party affiliation at the polling place on the day of a primary election. In New Jersey, a primary election is only held for the Democratic and Republican parties. A voter may also file a political party declaration form to become a member of a political party. If a declared voter wished to change party affiliation he or she must file a declaration form 50 days before the primary election, in order to vote.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in New Jersey you must:

- be a citizen of the United States
- be at least 18 years of age by the time of the next election
- be a resident of this State and county at your address at least 30 days before the next election
- not be serving a sentence or on parole or probation as the result of a conviction of any indictable offense under the laws of this or another state or of the United States

**Attention: Proof of Voter Identification**

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

**Mailing address:**

New Jersey Department of Law and Public Safety  
Division of Elections  
PO BOX 304  
Trenton, NJ 08625-0304

## New Mexico

**Registration Deadline** — 28 days before the election.

**6. ID Number.** Your full social security number is required. This registration card containing your social security number will become part of the permanent voter registration records of your locality, which are open to inspection by the public in the office of the county clerk. However, your social security number and date of birth will remain confidential and will not be disclosed to the public. Computerized listings of limited voter registration information (without social security number or birth date) are available to the general public, and are furnished upon request to incumbent election officeholders, candidates, political parties, courts and non-profit organizations promoting voter participation and registration, for political purposes only (§1-5-19B, NMSA 1978).

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in New Mexico you must:

- be a citizen of the United States
- be a resident of the State of New Mexico
- be 18 years of age at the time of the next election
- not have been denied the right to vote by a court of law by reason of mental incapacity and, if I have been convicted of a felony, I have completed all conditions of probation or parole, served the entirety of a sentence or have been granted a pardon by the Governor.

**Attention: Proof of Voter Identification**

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered in this county or the state of New Mexico, you **MUST** submit a **COPY** of a current valid photo ID or a **COPY** of a current utility bill, bank statement, paycheck or other government document that shows your name and address in this county. Submitting this identification information now will allow you to avoid being required to show personal identification at the polling place on Election Day. If you do not provide proof of identification, you may cast a provisional ballot.

**Mailing address:**

Bureau of Elections  
325 Don Gaspar, Suite 300  
Santa Fe, NM 87503

# State Instructions

## New York

**Registration Deadline** — 25 days before the election.

**6. ID Number.** Federal law requires that you provide your driver's license number to register to vote. If you do not have a driver's license then you will have to provide at least the last four digits of your social security number. If you have neither, please write "NONE" on the form. A unique identifying number will be assigned to you by your State.

**7. Choice of Party.** You must enroll with a party if you want to vote in that party's primary election or caucus.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in New York you must:

- be a citizen of the United States
- be a resident of the county, or of the City of New York, at least 30 days before an election
- be 18 years old by December 31 of the year in which you file this form (*Note: You must be 18 years old by the date of the general, primary, or other election in which you want to vote*)
- not be in jail or on parole for a felony conviction
- not currently be judged incompetent by order of a court of competent judicial authority
- not claim the right to vote elsewhere

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you have not provided a driver's license number or the last four digits of your social security number and this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other gov-

ernment document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

NYS Board of Elections  
40 Steuben Street  
Albany, NY 12207-2108

## North Carolina

**Registration Deadline** — Post-marked 25 days before the election or received in the elections office or designated voter registration agency site by 5:00 p.m. 25 days before the election.

**6. ID Number.** Provide your North Carolina driver's license number, or North Carolina Department of Motor Vehicles ID number. If you do not have a driver's license, then list the last four digits of your social security number.

**7. Choice of Party.** You must register with a party to vote in that party's primary unless that party allows unaffiliated voters to vote in its primary. If you indicate a political party that is not a qualified party, or indicate no party, you will be listed as "Unaffiliated".

**8. Race or Ethnic Group.** You are required to fill in this box. However, your application will not be rejected if you fail to do so. See the list of choices under the Application Instructions for Box 8 (on page 2).

**9. Signature.** To register in North Carolina you must:

- be a citizen of the United States
- be a resident of North Carolina and the county in which you live for at least 30 days prior to the election
- be 18 years of age by the day of the next general election
- have your rights of citizenship restored if you have been convicted of a felony

- not be registered or vote in any other county or state

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you do not have a driver's license or social security number, and this form is submitted by mail, and you have never registered to vote in the county you are now registering in, you must send, with this application, either a.) a **COPY** of current and valid photo identification, or b.) a **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter. If you do not provide the information requested above, you will be required to provide to election officials either (a) or (b) above the first time you vote at a voting place or by absentee ballot. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

State Board of Elections  
P.O. Box 27255  
Raleigh, NC 27611-7255

## North Dakota

North Dakota does not have voter registration.

# State Instructions

## Ohio

**Registration Deadline** — 30 days before the election.

**6. ID Number.** Your social security number is requested. Providing this number is voluntary. This information allows the Board of Elections to verify your registration if necessary (O.R.C. 3503.14). [Federal law will require that you provide your driver's license number to register to vote. If you do not have a driver's license then you will have to provide at least the last four digits of your social security number. If you don't have either number you will have to write "NONE" on the form and the State will assign you a number.]

**7. Choice of Party.** You do not register with a party if you want to take part in that party's primary election. Party affiliation is established by voting at a primary election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Ohio you must:

- be a citizen of the United States
- be a resident of Ohio
- be 18 years old on or before election day. If you will be 18 on or before the day of the general election, you may vote in the primary election for candidates only.
- not be convicted of a felony and currently incarcerated
- not be found incompetent by a court for purposes of voting

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

Persons registering by mail between January 1, 2003, and December 31, 2003, may, but are not required, to provide their county board of elections with the identification information when submitting a voter registration form by mail. Persons registering by mail after January 1, 2004, must provide this information when attempting to vote for the first time, unless the voter supplied the information when registering. The identification information is as follows:

- 1) a **COPY** of a current and valid photo identification; **OR**

- 2) a **COPY** of a utility bill, bank statement, government check, paycheck, or other government document showing name and address.

If you do not provide proof of identification, you may cast a provisional ballot. You do not need to send any of the documents listed above if you include your driver's license number or the last four digits of your social security number and this information can be verified.

### Mailing address:

Secretary of State of Ohio  
Elections Division  
180 E. Broad Street — 15th Floor  
Columbus, OH 43215

## Oklahoma

**Registration Deadline** — 25 days before the election.

**6. ID Number.** The last four digits of your social security number are required. (Oklahoma Title 26, Section 4-112) In addition, your Oklahoma driver's license number is requested.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Oklahoma you must:

- be a citizen of the United States and a resident of the State of Oklahoma
- be 18 years old on or before the date of the next election
- have not been convicted of a felony, for which a period of time equal to the original sentence has not expired, or for which you have not been pardoned
- not now be under judgment as an incapacitated person, or a partially incapacitated person prohibited from registering to vote

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have regis-

tered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Oklahoma State Election Board  
Box 528800  
Oklahoma City, OK 73152-8800

# State Instructions

## Oregon

**Registration Deadline** — 21 days before the election

**6. ID Number.** Leave blank. [Federal law will require that you provide your driver's license number to register to vote. If you do not have a driver's license then you will have to provide at least the last four digits of your social security number. If you have neither, you will need to write "NONE" on the form. A unique identifying number will instead be assigned to you by your State.]

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Oregon you must:

- be a citizen of the United States
- be a resident of Oregon
- be at least 18 years old by election day

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

Identification is requested only if you are a new registrant in the county and you are mailing the voter registration card via the United States Postal Service (USPS).

Identification is not required for updates within the same county, or for any new registrations delivered in person or by means other than mail via the USPS. Sufficient identification is: a **COPY** of your current, valid photo identification (such as driver's license), or a **COPY** of a paycheck stub, utility bill, bank statement or other government document showing your name and address. The address listed must match the residence or mailing address submitted on this registration application. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Secretary of State  
Elections Division  
141 State Capitol  
Salem, OR 97310-0722

## Pennsylvania

**Registration Deadline** — 30 days before an election or primary.

**6. ID Number.** You must supply a Driver's License Number, if you have one. If you do not have a Driver's License Number, you must supply the last four digits of your social Security Number. If you do not have a Social Security Number, please write "NONE" in the box.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election.

**8. Race or Ethnic Group.** You are requested to fill in this box. See the list of choices under the Application Instructions for Box 8 (on page 2).

**9. Signature.** To register in Pennsylvania you must:

- be a citizen of the United States at least one month before the next election
- be a resident of Pennsylvania and your election district at least 30 days before the election
- be at least 18 years of age on the day of the next election

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

Pennsylvania law requires that registered voters who appear to vote for the first time in an election district after December 9, 2003 must present a form of identification.

If this is the first election in which you are voting in your election district, and you intend to vote by absentee ballot in an election after January 1, 2004, you may include a form of identification with this voter registration application form rather than include it with your application for an absentee ballot.

A list of the acceptable forms of identification may be obtained from your county voter registration office or from the Pennsylvania Department of State at its website, [www.dos.state.pa.us](http://www.dos.state.pa.us). If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Office of the Secretary of the Commonwealth  
210 North Office Bldg.  
Harrisburg, PA 17120-0029

# State Instructions

## Rhode Island

**Registration Deadline** — 30 days before the election.

**6. ID Number.** The applicant shall be required to provide his/her Rhode Island driver's license number if the applicant has been issued a current and valid Rhode Island driver's license. In the case of an applicant who has not been issued a current and valid driver's license he/she must provide the last four (4) digits of his/her social security number. An applicant, who has neither, will be assigned a unique identifying number by the State of Rhode Island.

**7. Choice of Party.** In Rhode Island, a person must register with a party if he/she wishes to take part in that party's primary election. A person who fails to register with a party at the time of registration may, if he/she chooses, register with a party on the day of that party's primary and take part in that party's primary election. If a person does not register with a party, he/she can still vote in general elections and non-partisan primary elections.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Rhode Island you must:

- be a citizen of the United States
- be a resident of Rhode Island for 30 days preceding the next election
- be 18 years old by election day
- be neither serving a sentence, including probation or parole, for which you were imprisoned, upon final conviction of a felony imposed on any date; nor serving any sentence, whether incarcerated or suspended, on probation or parole, upon final conviction of a felony committed after November 5, 1986
- not have been lawfully judged to be mentally incompetent

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you MUST submit current, valid proof of identification with this application or the first time you vote in a

federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Rhode Island State Board of Elections  
50 Branch Ave.  
Providence, RI 02904-2790

## South Carolina

**Registration Deadline** — 30 days before the election.

**6. ID Number.** Your full social security number is required. It is required by the South Carolina Code of Laws and is used for internal purposes only. Social security number does not appear on any report produced by the State Election Commission nor is it released to any unauthorized individual. (South Carolina Title 7-5-170)

**7. Choice of Party.** You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** You are required to fill in this box. Your application may be rejected if you fail to do so. See the list of choices under the Application Instructions for Box 8 (on page 2).

**9. Signature.** To register in South Carolina you must:

- be a citizen of the United States
- be at least 18 years old on or before the next election

- be a resident of South Carolina, your county and precinct
- not be confined in any public prison resulting from a conviction of a crime
- never have been convicted of a felony or offense against the election laws, or if previously convicted, have served your entire sentence, including probation or parole, or have received a pardon for the conviction
- not be under a court order declaring you mentally incompetent
- claim the address on the application as your only legal place of residence and claim no other place as your legal residence

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you MUST submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

State Election Commission  
P.O. Box 5987  
Columbia, SC 29250-5987

# State Instructions

## South Dakota

**Registration Deadline** — Received 15 days before the election.

**6. ID Number.** Your driver's license number is requested. If you do not have a valid driver's license, you must provide the last four digits of your social security number.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in South Dakota you must:

- be a citizen of the United States
- reside in South Dakota
- be 18 years old by the next election
- not be currently serving a sentence for a felony conviction which included imprisonment, served or suspended, in an adult penitentiary system
- not have been adjudged mentally incompetent by a court

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Examples of acceptable ID's in South Carolina include:

- A South Dakota driver's license or non-driver identification card
- Passport or identification card including a picture, issued by an agency of the US Government
- Tribal ID card including picture
- A South Dakota post secondary education institution ID including a picture

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Elections, Secretary of State  
500 E. Capitol  
Pierre, SD 57501-5070

## Tennessee

**Registration Deadline** — 30 days before the election.

**6. ID Number.** Your full social security number is required. Social security number, if any, is required for purposes of identification and to avoid duplicate registration (TCA 2.2.116).

**7. Choice of Party.** You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Optional.

**9. Signature.** To register in Tennessee you must:

- be a citizen of the United States
- be a resident of Tennessee
- be at least 18 years old on or before the next election
- not have been convicted of a felony, or if convicted, have had your full rights of citizenship restored (or have received a pardon)
- not be adjudicated incompetent by a court of competent jurisdiction (or have been restored to legal capacity)

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Coordinator of Elections  
Tennessee Tower, Ninth Floor  
312 Eighth Avenue, North  
Nashville, TN 37243

# State Instructions

## Texas

**Registration Deadline** — 30 days before the election.

**6. ID Number.** You must provide your driver's license number to register to vote. If you do not have a driver's license then you will have to provide at least the last four digits of your social security number. If you have neither, please write "NONE" on the form. A unique identifying number will instead be assigned to you by your State.

**7. Choice of Party.** You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Texas you must:

- be a citizen of the United States
- be a resident of the county in which the application for registration is made
- be at least 17 years and 10 months old (you must be 18 to vote)
- not be finally convicted of a felony, or if a convicted felon, you must have fully discharged your punishment, including any incarceration, parole, supervision, period of probation or be pardoned.
- have not been declared mentally incompetent by final judgment of a court of law

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you MUST submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A COPY of a current and valid photo identification OR
- 2) A COPY of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application

will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Office of the Secretary of State  
Elections Division  
P.O. Box 12060  
Austin, TX 78711-2060

## Utah

**Registration Deadline** — 20 days before the election.

**6. ID Number.** The last four digits of your social security number and your Utah driver's license or identification card number are required.

**7. Choice of Party.** Declaring a party is not required in order to register to vote. However, Utah's election law allows each political party to choose whom it will allow to vote in its primary election. If you do not affiliate with a party, you may be restricted from voting in the primary.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Utah you must:

- be a citizen of the United States
- have resided in Utah for 30 days immediately before the next election
- be at least 18 years old on or before the next election
- not be a convicted felon currently incarcerated for commission of a felony
- not be convicted of treason or crime against the elective franchise, unless restored to civil rights
- not be found to be mentally incompetent by a court of law

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

In order to be allowed to vote for the first time in a Utah voting precinct you must either: 1) include a COPY of a valid form of photo identification or proof of residence with this

voter registration form; or 2) present a valid form of photo identification or proof of residence to the election judge before you may vote. If you do not provide proof of identification, you may cast a provisional ballot.

### Mailing address:

Office of the Lieutenant Governor  
Elections  
115 State Capitol  
Salt Lake City, UT 84114

# State Instructions

## Vermont

**Registration Deadline** — Delivered to the town clerk before 12:00 noon on the second Saturday before the election.

**6. ID Number.** You must provide your Vermont Driver's license number, or if none, the last 4 digits of your Social Security number. If you do not have a Vermont Driver's license or a Social Security number, please write "NONE" on the form. The Secretary of State's office will assign you a unique identifying number.

**7. Choice of Party.** Vermont does not require party registration to participate in any election.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Vermont you must:

- be a citizen of the United States
- be a resident of Vermont
- be 18 years of age on or before election day
- have taken the following Oath in the presence of a notary public or other authorized official: You solemnly swear (or affirm) that whenever you give your vote or suffrage, touching any matter that concerns the state of Vermont, you will do it so as in your conscience you shall judge will most conduce to the best good of the same, as established by the Constitution, without fear or favor of any person [Voter's Oath, Vermont Constitution, Chapter II, Section 42] *Note:* If you have not taken this Oath in person before submitting this application by mail, do not sign item 9. You may take the Oath at the polls the first time you vote and may then sign the application, which will be held for you at your polling place.

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you MUST submit current, valid proof of identification with this application or present it the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Office of the Secretary of State  
Director of Elections  
26 Terrace Street  
Montpelier, VT 05609-1101

## Virginia

**Registration Deadline** — Delivered 29 days before the election.

**6. ID Number.** Your full social security number is required. Your social security number will appear on reports produced only for official use by voter registration and election officials and, for jury selection purposes, by courts. Article II, §2, Constitution of Virginia (1971).

**7. Choice of Party.** You do not have to register with a party if you want to take part in that party's primary election, caucus, or convention.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Virginia you must:

- be a citizen of the United States
- be a resident of Virginia and of the precinct in which you want to vote
- be 18 years old by the next **May or November** general election
- not have been convicted of a felony, or have had your civil rights restored
- not currently be declared mentally incompetent by a court of law

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you MUST submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

State Board of Elections  
200 N. 9th Street, Suite 101  
Richmond, VA 23219

# State Instructions

## Washington

**Registration Deadline** — 30 days before the election (or delivered in-person to the local voter registration office 15 days before the election).

**6. ID Number.** You must provide your driver's license number. If you do not have a Washington driver's license, you must provide the last four digits of your Social Security Number. Failure to provide this information may prevent your registration from being processed.

**7. Choice of Party.** You are not required to designate your party affiliation to register in Washington.

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in Washington you must:

- be a citizen of the United States
- be a legal resident of Washington State, your county and precinct for 30 days immediately preceding the election in which you want to vote
- be at least 18 years old by election day
- not be convicted of infamous crime, unless restored to civil rights

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in your jurisdiction, you **MUST** submit current, valid proof of identification with this application or the first time you vote in a federal election. To send it with this application you should enclose one of the following:

- 1) A **COPY** of a current and valid photo identification **OR**
- 2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and address in the jurisdiction.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Secretary of State  
Voter Registration by Mail  
P.O. Box 40230  
Olympia, WA 98504-0230

## West Virginia

**Registration Deadline** — 20 days before the election.

**6. ID Number.** Enter your driver's license number or the last four numbers of your social security number. If you do not have a driver's license number or a social security number, please write "NONE" on the form. An identification number will be assigned to you.

**7. Choice of Party.** You must register with a party if you want to take part in that party's primary election, caucus, or convention (unless you request the ballot of a party which allows independents to vote)

**8. Race or Ethnic Group.** Leave blank.

**9. Signature.** To register in West Virginia you must:

- be a citizen of the United States
- live in West Virginia at the above address
- be 18 years old, or to vote in the primary be 17 years old and turning 18 before the general election
- not be under conviction, probation, or parole for a felony, treason or election bribery
- not have been judged "mentally incompetent" in a court of competent jurisdiction

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If this form is submitted by mail and it is the first time you have registered to vote in this county, you **MUST** submit a **COPY** of a **current and valid ID with this application** or at the polls the first time you vote. To send it with this application you should enclose one of the following:

- (1) A **COPY** of a current and valid photo ID with current residence address or

- (2) A **COPY** of a current utility bill, bank statement, government check, paycheck, or other government document that shows your name and current residence address.

Submitting your proof of identification now with the application will allow you to avoid the federal requirement to show this proof at the polling place or, if voting by mail, to avoid sending it with your mail-in-ballot.

If you do not provide proof of identification, you may cast a provisional ballot.

*Voters may also be required to show proof of identification under State law.*

### Mailing address:

Secretary of State  
Building 1, Suite 157-K  
1900 Kanawha Blvd. East  
Charleston, WV 25305-0770

# State Instructions

## Wisconsin

**Registration Deadline** — For municipalities where voter registration is required, 13 days before the election (or completed in the local voter registration office up to 5:00 pm. 1 day before the election, or completed at the polling place on election day).

**6. ID Number.** Provide your driver's license number or last 4 digits of your social security number. Indicate which number you will be providing.

**7. Choice of Party.** Not required.

**8. Race or Ethnic Group.** Not required.

**9. Signature.** To register in Wisconsin you must:

- be a citizen of the United States
- be a resident of Wisconsin for at least 10 days
- be 18 years old
- not have been convicted of treason, felony or bribery, or if you have, your civil rights have been restored
- not have been found by a court to be incapable of understanding the objective of the electoral process
- not make or benefit from a bet or wage depending on the result of an election
- not have voted at any other location, if registering on election day

### Attention: Proof of Voter Identification

*(Pursuant to the Help America Vote Act of 2002)*

If you are registering to vote in Wisconsin for the first time and submitting this application by mail you must provide identification with the application.

If you do not provide identification with this application, you will be asked for identification the first time you vote. If you do not provide proof of identification, you may cast a provisional ballot.

The following forms of identification are acceptable:

- a COPY of a current and valid photo identification
- a COPY of a current utility bill, bank statement, government check, paycheck, or government document that shows the name and address of the voter

The application should be mailed either to your town, village or city clerk or to:

### Mailing address:

State Elections Board  
132 E. Wilson Street, Suite 200  
P.O. Box 2973  
Madison, WI 53701-2973

## Wyoming

Wyoming by law, cannot accept this form unless State law is changed.

# State Registration Dates

To register in time to vote in any upcoming election, your application must be postmarked (or delivered to your local voter registration office) by the deadline listed below.

**Alabama** — Voter registration is closed during the ten days preceding an election. Applications must be postmarked or delivered by the eleventh day prior to the election.

**Alaska** — 30 days before the election.

**Arizona** — 29 days before the election.

**Arkansas** — 30 days before the election.

**California** — 15 days before the election.

**Colorado** — 29 days before the election. If the application is received in the mails without a postmark, it must be received within 5 days of the close of registration.

**Connecticut** — 14 days before the election.

**Delaware** — 20 days prior to the general election and 20 days prior to any primary election.

**District of Columbia** — 30 days before the election.

**Florida** — 29 days before the election.

**Georgia** — The fifth Monday before any general primary, general election, or presidential preference primary, or regularly scheduled special election pursuant to the Georgia Election Code. In the event that a special election is scheduled on a date other than those dates prescribed by the Georgia Election Code, registration would close on the 5th day after the call.

**Hawaii** — 30 days before the election.

**Idaho** — 25 days before the election.

**Illinois** — 28 days prior to each election.

**Indiana** — 29 days before the election.

**Iowa** — Must be delivered by 5 p.m. 10 days before the election, if it is a state primary or general election; 11 days before all others. Registration forms which are postmarked 15 or more days before an election are considered on time even if received after the deadline.

**Kansas** — Delivered 15 days before the election.

**Kentucky** — 29 days before the election.

**Louisiana** — 30 days before the election.

**Maine** — Delivered 10 business days before the election (or a voter may register in-person up to and including election day).

**Maryland** — 9:00 p.m. 21 days before the election.

**Massachusetts** — 20 days before the election.

**Michigan** — 30 days before the election.

**Minnesota** — Delivered by 5:00 p.m. 21 days before the election (there is also election day registration at polling places).

**Mississippi** — 30 days before the election.

**Missouri** — 28 days before the election.

**Montana** — 30 days before the election.

**Nebraska** — The third Friday before the election (or delivered by 6 p.m. on the second Friday before the election).

**Nevada** — 9:00 p.m. on the fifth Saturday before any primary or general election. 9:00 p.m. on the third Saturday before any recall or special election. However, if a recall or special election is held on the same day as a primary or general election, the registration closes at 9:00 p.m. on the fifth Saturday before the day for the elections.

**New Hampshire** — New Hampshire town and city clerks will accept this application only as a request for their own absentee voter mail-in registration form, which must be received by your city or town clerk by 10 days before the election.

**New Jersey** — 29 days before the election.

**New Mexico** — 28 days before the election.

**New York** — 25 days before the election.

**North Carolina** — Postmarked 25 days before the election or received in the elections office or designated voter registration agency site by 5:00 p.m. 25 days before the election.

**North Dakota** — North Dakota does not have voter registration.

**Ohio** — 30 days before the election.

**Oklahoma** — 25 days before the election.

**Oregon** — 21 days before the election.

**Pennsylvania** — 30 days before an election or primary.

**Rhode Island** — 30 days before the election.

**South Carolina** — 30 days before the election.

**South Dakota** — Received 15 days before the election.

**Tennessee** — 30 days before the election.

**Texas** — 30 days before the election.

**Utah** — 20 days before the election.

**Vermont** — Delivered to the town clerk before 12:00 noon on the second Saturday before the election.

**Virginia** — Delivered 29 days before the election.

**Washington** — 30 days before the election (or delivered in-person to the local voter registration office 15 days before the election).

**West Virginia** — 20 days before the election.

**Wisconsin** — For municipalities where voter registration is required, 13 days before the election (or completed in the local voter registration office up to 5:00 p.m. 1 day before the election, or completed at the polling place on election day).

**Wyoming** — Wyoming by law, cannot accept this form unless State law is changed.

# **EXHIBIT F**

**PRIVACY ACT STATEMENT**

**AUTHORITY:** 42 USC 1973ff, "Title I - Registration and Voting By Absentee Uniformed Services Voters and Overseas Voters in Elections for Federal Office."

**PRINCIPAL PURPOSE:** Serves as an application for registration or request for absentee ballot for all persons covered by the Uniformed and Overseas Citizens Absentee Voting Act.

**DISCLOSURE:** Voluntary; however, failure to provide the necessary information may keep the pertinent jurisdiction from processing this request and may prevent you from voting absentee.

**MAILING INSTRUCTIONS**

Print the completed Federal Post Card Application Form (FPCA), sign and date, place the form in an envelope, affix proper postage and address to the local election official.

**SPECIFIC INSTRUCTIONS FOR COMPLETION**

Complete the state, county, and city/township section at the top of the form. Note that your state may require a separate FPCA for each election. Consult a Voting Assistance Officer or your state section in the *Voting Assistance Guide* for further information.

**1. APPLICANT INFORMATION.** Item 1c. This information is requested from some states for statistical purposes by the Department of Justice in their enforcement of the Voting Rights Act and the National Voter Registration Act. Enter information for 1.a. through 1.f. For block 1.f., provide identification form and number of that form. For example: passport 0000, State Department 0000, driver's license 0000, birth certificate 0000.

**2. I LAST VOTED or PLACE OF LAST REGISTRATION.** Provide as much information as possible for the location where you last voted. This is not necessarily your last residence. Do not leave blank. Enter N/A if not applicable or if you are a first time voter.

**3. VOTING RESIDENCE.** Provide specific location of residence. Examples of voting residence: military home of record; permanent home address in U.S.; locality or state where you paid taxes, however long ago it may have been. It would be helpful if you list a name and telephone number of a local contact in the Remarks Section in the event the local election official has a question concerning the application.

**4. MAIL ABSENTEE BALLOT TO.** Provide the complete mailing address where you wish to receive your absentee ballot. Be sure to include APO or FPO (if applicable) and ZIP Code. If you will have a new address by the time registration forms or the ballot will be sent to you, be sure to list the new address.

**5. YOUR FAX NUMBER:** Your complete fax number (county and city code) is required if you or the local election official will be transmitting any of your election materials by

fax. Members of the U.S. Military are requested to provide their commercial as well as DSN number (write "DSN" as a prefix if a DSN number is provided). Faxing is available in some states, for limited purposes only. If your state allows you to submit this form by fax (IMPORTANT: CONSULT VOTING ASSISTANCE OFFICER OR *VOTING ASSISTANCE GUIDE* FOR FURTHER INFORMATION), you must fax this form ONLY to one of the following numbers: (800) 368-8683 or (703) 693-5527 or DSN (military) 223-5527. If your state does NOT allow you to submit the form by fax, DO NOT transmit this form by fax, as it will not be processed.

**6. POLITICAL PARTY AFFILIATION.** This information is required by most states in order to vote in primary elections. In most states, if you do not complete this section, you will not be sent a ballot for primary elections. Consult your individual state section in the *Voting Assistance Guide* for more specific information regarding your state's policy. Political party affiliation is not required if you live in Alaska (unless you are voting in a Republican party primary), American Samoa, Guam, Hawaii, Idaho, Michigan, Minnesota, Montana, North Dakota, Vermont, Washington or Wisconsin in order to vote in a primary election. You need not complete this section if your voting residence is in those states. If you want to indicate no affiliation or enrollment in a political party, write "unaffiliated."

**7. REMARKS.** Provide any information which may assist local election officials in approving this application, such as maiden name, name and telephone number of a local contact person, etc. If you are requesting the special state write-in ballot, indicate here the reason you are requesting the special state write-in ballot, i.e. you are in an isolated area with sporadic mail service, submarine duty, etc. In Colorado, you must indicate if you are a native born or naturalized citizen of the United States.

**8. AFFIRMATION BY APPLICANT.** Place an X in only one block: 8a., b., c., or d. In most states marking a., b. or c. will get you a full ballot. Marking b. or c. generally means that at some future time you intend to reside again in that state. Marking block d. generally means that you were a resident of the state before departing the U.S., and your intent to return at some time in the future is uncertain. Marking block d. applies for a Federal ballot only (if one is printed by the state). Federal law provides that no tax liability may be imposed based on exercising your right to vote in Federal elections. If you are a civilian citizen residing outside the U.S. and wish to avoid classifying yourself as a state resident for tax purposes, you should mark block 8d. If the state sends a full ballot because it does not print a separate Federal ballot, you may vote the full ballot.

Block 8.f. In some states, a criminal conviction for a felony or certain misdemeanors, or an adjudication of mental incompetency disqualifies a person from voting, unless there has been a reinstatement of voting rights if required by state law.

Block 8.i. Sign at the X. Provide the date you completed the form.

**9. WITNESS/NOTARY.** Not all states require completion of this item. Consult your state section of the *Voting Assistance Guide* or your Voting Assistance Officer for your state's requirements. If you require more space to complete this item, use Item 7. Remarks.

**SOURCES OF**

Assistance and information regarding the use and completion of this form, as well as specific state information may be obtained from military Unit Voting Assistance Officers, U.S. Embassy and Consular Voting Assistance Officers, or organizations of U.S. citizens overseas.

REGISTRATION AND ABSENTEE BALLOT REQUEST - FEDERAL POST CARD APPLICATION (FPCA)			
APPLICATION FOR STATE OF _____		COUNTY OF _____	CITY OR TOWNSHIP OF _____ §
I REQUEST ABSENTEE BALLOTS FOR ALL ELECTIONS IN WHICH I AM ELIGIBLE TO VOTE.			
<b>1. APPLICANT INFORMATION</b> (See instruction 1.)			<b>6. POLITICAL PARTY AFFILIATION</b> (This information is required by most states to send you a ballot for primary elections. See Instructions.)
a. TYPED OR PRINTED NAME (Last, First, Middle Initial)		b. SEX	c. RACE
d. DATE OF BIRTH	e. SOCIAL SECURITY NUMBER	f. OTHER IDENTIFICATION NO. (passport, ID card)	
MM DD YYYY			
<b>2. I LAST VOTED or PLACE OF LAST REGISTRATION</b> (Do not leave this section blank. See instructions.)			<b>7. REMARKS</b> (Provide additional information which will assist local election officials in determining your eligibility to register and vote. See Instructions.)
a. YEAR	b. COUNTY, CITY, OR TOWNSHIP	c. STATE	d. VOTER REGISTRATION NO. (if known)
YYYY			
<b>3. VOTING RESIDENCE</b> (For military, legal residence. For overseas citizens, last residence in U.S. IF USING RURAL ROUTE, SEE INSTRUCTIONS.)			<b>8. AFFIRMATION BY APPLICANT</b>
b. NUMBER AND STREET (Do not use Post Office Box)		a. LAST DATE OF RESIDENCY	Only one, a, b, c or d
c. CITY, TOWN OR VILLAGE		MM DD YYYY	I swear/affirm, under penalty of perjury that I am: (See Instructions.)
d. COUNTY OR PARISH	f. ZIP CODE (9-digit, if known)		<input type="radio"/> a. a member of the Uniformed Services or merchant marine on active duty, or an eligible spouse or dependent.
			<input type="radio"/> b. a U.S. citizen temporarily residing outside the U.S.
			<input type="radio"/> c. a U.S. citizen overseas by virtue of employment or accompanying spouse or dependent.
			<input type="radio"/> d. other U.S. citizen residing outside the U.S.
<b>4. MAIL ABSENTEE BALLOT TO:</b> (Mailing address where you want the ballot to be sent.)			<input type="radio"/> e. I am a U.S. citizen, eligible to vote in the above jurisdiction, and subscribe to any required state/local oath or statement.
			<input type="radio"/> f. I have not been convicted of a felony or other disqualifying offense or been adjudicated mentally incompetent, or if so, my voting rights have been reinstated.
			<input type="radio"/> g. I am not registering, requesting a ballot, or voting in any other jurisdiction in the U.S.
			<input type="radio"/> h. The information on this form is true and complete.
			i. SIGNATURE OF APPLICANT _____ j. DATE
			MM DD YYYY
<b>5. YOUR FAX NUMBER</b> (If this application is faxed, include all international prefixes. See instructions.)			<b>9. WITNESS/NOTARY ADDRESS AND SIGNATURE</b>
			(If required by state law)
			DATE SIGNED
			MM DD YYYY

The information contained herein is for official use only. Any unauthorized release of this information may be punishable by law.

# **EXHIBIT G**

## Bradenton.com

Posted on Fri, Oct. 08, 2004

### REGISTRATION ERRORS

## Voters given second chance

**NICK MASON**  
Herald Staff Writer

**MANATEE** - Supervisor of Elections Bob Sweat is giving Manatee County residents a chance to correct any mistakes they made recently on the Florida voter registration form, and he intends to still let them vote in the Nov. 2 general election.

Sweat plans to allow at least 41 county residents who filed incomplete registration applications by the Monday deadline to belatedly fill in the blanks without losing eligibility to vote next month.

He has allowed after-the-deadline corrections to be made by registration applicants for years, but it is unclear whether the Florida Division of Elections or courts may step in soon and stop his practice.

"This will probably end up in court like everything else," said Sweat, a Republican first elected in 1984.

Sweat said he did not know how many of the 41 applicants asked to be registered as Democrats, Republicans, no party affiliation, wrote in the name of another party or left that voluntary question blank.

"I didn't bother to look," he said.

He said he realizes that flawed registration applications have been declared invalid and voters thus ruled ineligible to vote by election supervisors in other counties.

Sweat said the law gives no clear direction on whether incomplete applications may be amended after the deadline and still leave those prospective voters eligible to vote, so he will give applicants the benefit of the doubt.

"I don't mind standing up for this. I think I'm right," Sweat said Thursday. "My feeling has always been, if I had the application by the deadline and it was signed (by the applicant), we would give you the opportunity to make corrections. If the law is not specific, if we err, we err on the side of the voter."

"It would have saved us a lot of work just to reject them, but that isn't right," he said. "The intent to register is there."

Leaders of both major political parties in Manatee County praised Sweat's approach as trying to include as many voters as possible in the democratic process.

"Good for him. We have got a very good supervisor of elections," said Suzanne Elsoffer, chairwoman of the Manatee County Democratic Executive Committee. "He has demonstrated once again that he is very much interested in having everyone take part and be a participant in the process."

"I'm very supportive of it because I know there were so many people out there trying to register voters, and I knew there would be mistakes made even on a pretty simple form," Elsoffer said. "I think he has chosen to do the right thing."

Pat Baker, vice chairwoman of the Manatee County Republican Executive Committee, said all county residents should support Sweat's decision.

"He's bending over backward to allow every voter to vote," Baker said. "I stand with Bob on whatever he intends to do. Bob is just so fair. Manatee County needs to be proud of the job he is doing."

Sweat said the most common mistakes were listing of a postal box address instead of the required street address, failure of the resident to include his or her birth date, and failure to list either a Florida driver's license number, Florida identification card number or the last four digits of the Social Security number.

He has mailed letters to the 41 applicants asking them to submit the missing information. If they do that within two weeks, their registrations can be processed in time to allow them to vote Nov. 2, he said.

Sweat said he and his staff still have about 2,500 registration applications that were filed by the Monday deadline to process. He expects to find more flawed ones.

"It will be a lot more than 41 before we're done," he said.

Sweat asked Thursday for an opinion from the Florida Division of Elections after learning that his counterparts in Pasco and Pinellas counties are barring applicants from voting Nov. 2 if the forms were incomplete after Monday. He said a division lawyer gave a verbal opinion that it was at Sweat's discretion, at least for now.

"They said if the application was not filled in completely, it should be rejected," Sweat said. "But then, when we said I've been doing it for 20 years, they said I should probably continue doing it the way I've been doing it."

Sweat said he will change his position and notify applicants they cannot vote in the general election only if he receives a court order or written directive from Secretary of State Glenda Hood or the Florida Division of Elections.

*Nick Mason, county government reporter, can be reached at 745-7081 or at nmason@bradentonherald.com.*

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<http://www.bradenton.com>

# CIVIL COVER SHEET 1-22

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974 is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

CIV-KING

**I (a) PLAINTIFFS** EMMA YAIZA DIAZ; ANDRE NEAL BEMBRY; EBONY ROBERTS; AMERICAN FEDERATION OF LABOR AND CONGRESS OF INDUSTRIAL ORGANIZATIONS; AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO; FLORIDA PUBLIC EMPLOYEES COUNCIL 79, AFSCME, AFL-CIO; AND SERVICE EMPLOYEES INTERNATIONAL UNION, AFL-CIO,

**DEFENDANTS** GLENDA HOOD, Secretary of State of Florida; BRENDA SNIPES, Broward County Supervisor of Elections; JOHN STAFFORD, Duval County Supervisor of Elections; CONSTANCE KAPLAN, Miami-Dade County Supervisor of Elections; BILL COWLES, Orange County Supervisor of Elections; and THERESA LEPORE, Palm Beach County Supervisor of Elections,

**(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF** \_\_\_\_\_  
(EXCEPT IN U.S. PLAINTIFF CASES)  
Miami-Dade

**COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT** Leon  
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE

**(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)**  
Mary Jill Hanson, Esq., Hanson, Perry & Jensen, P.A.,  
400 Executive Center Drive, #207, West Palm Beach,  
FL 33401-2922, 561/686-6550

**ATTORNEYS (IF KNOWN)**  
O'SULLIVAN  
MAGISTRATE JUDGE

**(d) CIRCLE COUNTY WHERE ACTION AROSE:**  
**DADE, MONROE, BROWARD, PALM BEACH, MARTIN, ST. LUCIE, INDIAN RIVER, OKEECHOBEE, HIGHLANDS**

**II. BASIS OF JURISDICTION**  
(PLACE AN X ONE BOX ONLY)

1. U.S. Government Plaintiff  
 2. U.S. Government Defendant

3. Federal Question (U.S. Government Not a Party)  
 4. Diversity (Indicate Citizenship of Parties in Item III)

**III. CITIZENSHIP OF PRINCIPAL PARTIES**  
(For Diversity Case Only)

	PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3

(PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

	PTF	DEF
Incorporated or Principal Place of Business in This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

**IV. CAUSE OF ACTION** (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY.)

Violations of voting rights under 42 U.S.C. §§ 1973, et seq.; 42 U.S.C. §§ 1971(a)(1), (a)(2)(A) and 1971(a)(2)(B); 42 U.S.C. §§ 1973 gg, et seq.; 42 U.S.C. § 1983; 5<sup>th</sup>, 14<sup>th</sup> and 15<sup>th</sup> Amendments to the U.S. Constitution.

**IVa.** 2 days estimated (for both sides) to try entire case

**V. NATURE OF SUIT** (PLACE AN X IN ONE BOX ONLY)

A CONTACT	A TORTS	B FORFEITURE PENALTY	A BANKRUPTCY	A OTHER STATUS
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl Veterans) B <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits B <input type="checkbox"/> 160 Stockholder's Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury  <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending B <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other  <b>A LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor Management Relations B <input type="checkbox"/> 730 Labor Management Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Ret. Inc. Security Act B	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157  <b>A PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark  <b>B SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSDI Title XVI <input type="checkbox"/> 865 RSI (405(g))  <b>A FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609	<input type="checkbox"/> 400 States Reappointment <input type="checkbox"/> 410 Arbitrat <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. B <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12USC3410 <input type="checkbox"/> 881 Agricultural Acts <input type="checkbox"/> 882 Economic Stabilization Act <input type="checkbox"/> 883 Environmental Matters <input type="checkbox"/> 884 Energy Allocation Act <input type="checkbox"/> 885 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 890 Other Statutory Actions * * A or B
<b>A REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure B <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>A CIVIL RIGHTS</b> <input checked="" type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 440 Other Civil Rights	<b>B PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus <input type="checkbox"/> 530 General * <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other * <input type="checkbox"/> 550 Civil Rights * A or B		

**VI. ORIGIN** (PLACE AN X IN ONE BOX ONLY)

1. Original Proceeding  
 2. Removed from State Court  
 3. Remanded from Appellate Court  
 4. Refiled  
 5. Transferred from another district (Specify)  
 6. Multidistrict Litigation  
 7. Appeal to District Judge from Magistrate Judgment

**VII. REQUESTED IN COMPLAINT** CHECK IF THIS IS A CLASS ACTION DEMAND \$ \_\_\_\_\_  
 UNDER F.R.C.P. 23 JURY DEMAND:  YES  NO

**VIII. RELATED CASE(S) IF ANY** (See Instructions): None known  
 JUDGE \_\_\_\_\_ DOCKET NUMBER \_\_\_\_\_

DATE: October 12, 2004  
 SIGNATURE OF ATTORNEY OF RECORD: Mary Jill Hanson, Esq.

UNITED STATES DISTRICT COURT  
 SF 1-2  
 REV. 9/94

FOR OFFICE USE ONLY: Receipt No. 908954  
 Amount: \$11000  
 Date Paid: 10/21/04  
 M/tp: \_\_\_\_\_