

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

**CASE NO. 04-22572-Civ-King**

EMMA YAIZA DIAZ *et al.*,

Plaintiffs,

v.

KURT BROWNING, Secretary of State of  
Florida, *et al.*,

Defendants.

**REQUEST FOR JUDICIAL NOTICE OF STATE LAWS  
GOVERNING CORRECTIONS TO VOTER REGISTRATION APPLICATIONS**

Plaintiffs respectfully request that the Court take Judicial Notice of state laws (Florida excepted) governing corrections to voter registration applications after the close of books pursuant to Fed. R. Evid. 201. Copies of said laws are attached hereto as Exhibit 1.

**States Permitting Corrections After The Close Of Books**

1. **Arizona:** ARIZ. REV. STAT. § 16-120, § 16-134(C) (2007).
2. **Arkansas:** ARK. CONST. amend. 51, § 6(a)(8), § 9(b) (West 2007);  
ARK. CODE ANN. § 7-5-201 (West 2007).
3. **Colorado:** COLO. REV. STAT. ANN. § 1-2-508, § 1-2-509(3) (West 2007).
4. **Delaware:** DEL. CONST. art. 5 § 4 (West 2007); DEL. CODE ANN.  
tit. 15, § 2011(a), § 2031, § 3110 (West 2007).
5. **Georgia:** GA. CODE ANN. § 21-2-220(d), § 21-2-224(a) (West 2007).

6. **Idaho:** IDAHO CODE ANN. § 34-408(1), § 34-408A, § 34-410 (West 2007).
7. **Illinois:** 10 ILL. COMP. STAT. 5/4-6, 5/4-50, 5/5-5, 5/6-29 (West 2007).
8. **Indiana:** IND. CODE § 3-7-13-10(b), § 3-7-29-1, § 3-7-33-3, § 3-7-33-4, § 3-7-34-2(b), § 3-7-34-3(b), § 3-7-34-4 (West 2007).
9. **Louisiana:** LA. REV. STAT. ANN. § 18:114(F)(8), § 18:115, § 18:116(E)(2), § 18:135(A) (2007).
10. **Maine:** CODE ME. R. § 2(6), § 29-250 (West 2007); ME. REV. STAT. ANN. tit. 21-A, § 121 (1-A), § 122(4)-(6), as amended by 2005 Me. Legis. Serv. 583 (2007).
11. **Massachusetts:** 950 MASS. CODE REGS. 57.04 (2007); MASS. GEN. LAWS ch. 51, § 1F, § 26, § 47 (2007).
12. **Michigan:** MICH. COMP. LAWS § 168.497(1), § 168.509 (West 2007).
13. **Minnesota:** MINN. R. 8200.2900, 8200.3100, 8200.9310(2) (West 2007); MINN. STAT. § 201.054(1), § 201.061, § 201.121(1)(f) (West 2007).
14. **Montana:** MONT. ADMIN. R. 44.3.2013(2) (West 2007); MONT. CODE ANN. § 13-2-301 (West 2007).
15. **Nebraska:** NEB. REV. STAT. § 32-302, § 32-308, § 32-311.01(D), § 32-321 (West 2007).
16. **Nevada:** NEV. ADMIN. CODE § 293.450 (West 2007); NEV. REV. STAT. § 293.5235(7), § 293.524(4), § 293.560 as amended by 2005 Nev. Laws ch. 504 (S.B. 224) (West 2007).
17. **New Hampshire:** N.H. REV. STAT. ANN. § 654:27 (2007).

18. **New Jersey:** N.J. STAT. ANN. § 19:31-6, § 19:31-6.1, § 19:31-6.3(b), as amended by 2005 N.J. Sess. Law Serv. ch. 139 (Assembly 42) (West 2007).
19. **New York:** N.Y. ELEC. LAW § 5-210(3), as amended by 2005 N.Y. Sess. Laws ch. 179 (S. 5819, A. 8930), § 5-210(9)-(10), § 5-211(12), § 5-212(7) (McKinney 2007).
20. **North Dakota:** registration is not required in order to vote.
21. **Ohio:** OHIO REV. CODE ANN. § 3503.19, § 3503.30 (West 2007).
22. **Oregon:** OR. REV. STAT. § 247.012(3)(b), § 247.025, § 254.470(5) (West 2007).
23. **Pennsylvania:** 25 PA. CONST. STAT. § 1324(b), § 1326(b) (West 2007).
24. **Rhode Island:** 32-000-023 R.I. CODE R. § 5 (West 2007); R.I. GEN. LAWS § 17-9.1-3, § 17-9.1-9 (West 2007).
25. **South Carolina:** S.C. CODE ANN. § 7-5-150, § 7-5-155, § 7-5-330 (West 2007).
26. **Tennessee:** TENN. CODE ANN. § 2-2-109 (West 2007); TENN. COMP. R. & REGS. 1360-2-11-07 (West 2007).
27. **Texas:** TEX. ELEC. CODE ANN. § 13.073(c), § 13.143 (Vernon 2007).
28. **Utah:** UTAH CODE ANN. § 20A-2-201, § 20A-2-202, § 20A-2-204(5), § 20A-2-205(7), § 20A-2-304 (West 2007).
29. **Vermont:** VT. STAT. ANN. tit. 17. § 2144 (West 2007).
30. **Washington:** WASH. REV. CODE § 29A.08.030(1), § 29A.08.107(2), § 29A.08.110(1), § 29A.08.140, § 29A.08.145 (West 2007).
31. **West Virginia:** W.VA. CODE § 3-2-6(b), § 3-2-17(b) (West 2007).

32. **Wisconsin:** WIS. STAT. § 6.28, § 6.29, § 6.54, § 6.55 (West 2007).

33. **Wyoming:** WYO. STAT. ANN. § 22-3-102(a), § 22-3-104(h), § 22-3-117(a) (West 2007).

**States Not Permitting Corrections After The Close Of Books**

1. **Alabama:** ALA. CODE § 17-3-50 (2007) (permitting corrections until ten days prior to election).

2. **Alaska:** ALASKA STAT. § 15.07.070 (c)-(d), (f) (2007) (permitting corrections until thirty days prior to election).

3. **California:** CAL. ELEC. CODE § 2102 (West 2007) (permitting corrections until fifteen days prior to election).

4. **Connecticut:** CONN. GEN. STAT. § 9-17, § 9-19b(a), § 9-23g(d)(2) (West 2007) (permitting corrections until seven days before election).

5. **Hawaii:** HAW. REV. STAT. § 11-16, § 11-24 (2007) (permitting corrections until thirty days before election).

6. **Iowa:** IOWA ADMIN. CODE r. 821-2.8(4)-(5) (West 2007) (permitting corrections until ten days before election); IOWA CODE § 48A.9, § 48A.26(3).

7. **Kansas:** KAN. STAT. ANN. § 25-2311(a), (e) (West 2007) (permitting corrections until fifteen days before election).

8. **Kentucky:** KY. REV. STAT. ANN. § 116.045(2), § 116.0452(1) (West 2007) (permitting corrections until twenty-nine days before election).

9. **Maryland:** MD. CODE ANN. ELEC. LAW § 3-302 (West 2007); MD. CODE REGS. 33.05.04.04(C), 33.05.05.04, 33.05.05.05 (West 2007) (permitting corrections until twenty-one days before election).

10. **Mississippi:** MISS. CODE ANN. § 23-15-47(2), § 23-15-125 (West 2007) (permitting corrections until thirty days before election).

11. **Missouri:** MO. REV. STAT. § 115.135(1), § 115.151 (West 2007)  
(permitting corrections until twenty-seven days before election).
12. **New Mexico:** N. M. STAT. ANN. § 1-4-5.1(F), § 1-4-8(A)(1) (West 2007) (permitting corrections until twenty-eight days before election).
13. **North Carolina:** N.C. GEN. STAT. § 163-82.6(c) (West 2007)  
(permitting corrections until twenty-eight days before election).
14. **Oklahoma:** OKLA. ADMIN. CODE § 230:15-5-86(b), § 230:15-9-32, § 230:15-9-36 (West 2007); OKLA. STAT. tit. 26, § 4-110.1 (West 2007) (permitting corrections until twenty-five days before election).
15. **South Dakota:** S.D. CODIFIED LAWS § 12-4-5, § 12-4-5.3, § 12-4-6.1 (2007) (permitting corrections until fifteen days before election).
16. **Virginia:** VA. CODE ANN. § 24.2-414, § 24.2-416, § 24.2-422 (West 2007) (permitting corrections until twenty-nine days before election).

Miami, Florida  
January 23, 2008

RESPECTFULLY SUBMITTED,

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was sent electronically as an email attachment this 23rd day of January, 2008, to counsel for the parties listed in Exhibit A, attached hereto.

Dated: Miami, Florida  
January 23, 2008

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**EXHIBIT A**

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\*\* Pro hac vice motion to be filed.

\* Admitted pro hac vice.