

HOUSE BILL 1199

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8lr2181

By: **Delegates Myers, Bates, Beitzel, Dwyer, Eckardt, Elmore, Frank, George, Haddaway, Kelly, Krebs, McKee, Norman, O'Donnell, Riley, Shank, Stocksdale, Stull, and Weldon**

Introduced and read first time: February 8, 2008

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Voting Procedures – Identification**

3 FOR the purpose of requiring an individual seeking to vote at a polling place either to
4 present certain photo identification or to sign a certain affidavit; and generally
5 relating to polling place procedures.

6 BY repealing and reenacting, with amendments,
7 Article – Election Law
8 Section 10–310(a)
9 Annotated Code of Maryland
10 (2003 Volume and 2007 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article – Election Law**

14 10–310.

15 (a) For each individual who seeks to vote, an election judge, in accordance
16 with instructions provided by the local board, shall:

17 (1) locate the individual's name in the precinct register and locate the
18 preprinted voting authority card and then authorize the individual to vote a regular
19 ballot;

20 (2) (i) if the individual's name is not found on the precinct register,
21 search the inactive list and if the name is found, authorize the individual to vote a
22 regular ballot; or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) if the individual's name is not on the inactive list, refer the
2 individual for provisional ballot voting under § 9-404 of this article;

3 (3) establish the identity of the voter by:

4 (I) 1. **REQUIRING THE VOTER TO PRESENT A CURRENT**
5 **AND VALID PHOTO IDENTIFICATION ISSUED BY A GOVERNMENTAL ENTITY IN**
6 **THE UNITED STATES; AND**

7 2. **COMPARING THE INFORMATION ON THE**
8 **IDENTIFICATION TO THE INFORMATION LISTED IN THE PRECINCT REGISTER; OR**

9 (II) **IF THE VOTER LACKS THE PHOTO IDENTIFICATION**
10 **DESCRIBED IN ITEM (I) OF THIS ITEM:**

11 1. requesting the voter to state the month and day of
12 the voter's birth and comparing the response to the information listed in the precinct
13 register; **AND**

14 2. **REQUIRING THE VOTER TO SIGN AN AFFIDAVIT,**
15 **UNDER PENALTY OF PERJURY, THAT THE VOTER IS VALIDLY REGISTERED.**

16 (4) (i) except if a voter's personal information has been deemed
17 confidential by the local board, verify the address of the voter's residence; or

18 (ii) conduct an alternative verification as established by the
19 State Board, if the voter's personal information has been deemed confidential by the
20 local board;

21 (5) if any changes to the voting authority card are indicated by a voter,
22 make the appropriate changes in information on the card or other appropriate form;
23 and

24 (6) have the voter sign the voting authority card and either issue the
25 voter a ballot or send the voter to a machine to vote.

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 October 1, 2008.