

HOUSE BILL 1355

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8lr0357

By: **Delegates Dwyer, Aumann, Bates, Boteler, Costa, Eckardt, Elliott, Frank, George, Haddaway, Impallaria, Kach, King, Kipke, Krebs, Kullen, Love, McConkey, McDonough, O'Donnell, Riley, Schuh, Smigiel, Sophocleus, Sossi, and Stocksedale**

Introduced and read first time: February 8, 2008

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Identification of Voters**

3 FOR the purpose of altering the requirements for the identification of voters by
4 election judges at polling places; requiring a voter to present to an election judge
5 certain identification or certain identifying documents; and generally relating to
6 polling place procedures.

7 BY repealing and reenacting, with amendments,
8 Article – Election Law
9 Section 10–310(a)
10 Annotated Code of Maryland
11 (2003 Volume and 2007 Supplement)

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

14 **Article – Election Law**

15 10–310.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

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

6 (3) establish the identity of the voter by [requesting the voter to state
7 the month and day of the voter's birth and comparing the response to the information
8 listed in the precinct register;] **REQUIRING THE VOTER TO PRESENT TO THE
9 ELECTION JUDGE:**

10 **(I) A CURRENT AND VALID PHOTO IDENTIFICATION AS
11 PROVIDED UNDER THE FEDERAL HELP AMERICA VOTE ACT OF 2002; OR**

12 **(II) A CURRENT DOCUMENT OR COPY OF A CURRENT
13 DOCUMENT AS PROVIDED UNDER THE FEDERAL HELP AMERICA VOTE ACT OF
14 2002 SUCH AS:**

15 **1. A UTILITY BILL;**

16 **2. A BANK STATEMENT;**

17 **3. A GOVERNMENT CHECK;**

18 **4. A PAYCHECK; OR**

19 **5. A GOVERNMENT DOCUMENT THAT SHOWS THE
20 NAME AND ADDRESS OF THE VOTER;**

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

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

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

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

31 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 July 1, 2008.**