HOUSE DOCKET, NO. 3199 FILED ON: 1/18/2013

HOUSE . . . . . No. 3308

The Commonwealth of Massachusetts

PRESENTED BY:

***F. Jay Barrows*, (BY REQUEST)**

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to voter identification.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Olivier Kozlowski	*6 Park Row Mansfield, MA 02048*	*1/18/2013*

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HOUSE . . . . . No. 3308

By Mr. Barrows of Mansfield (by request), a petition (accompanied by bill, House, No. 3308) of Olivier Kozlowski relative to voter identification. Election Laws.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to voter identification.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 54 of the General Laws is hereby amended by striking out section 76B as appearing in the 2010 Official Edition, and inserting in place thereof the following section:-

Section 76B. (a) A person desiring to vote, who fails to present suitable written identification when so requested by an election officer, shall not be permitted to vote.

(b) A person shall meet the requirements of this section and be permitted to vote:

(1) in the case of a person who votes in person: presents to the appropriate election officer a current and valid government issued photo identification and, if requested by an election officer, appropriate proof of address such as 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; or

(2) in the case of a person who votes by absentee ballot, submits with the ballot a copy of a current and valid government issued photo identification.

(c) A person who desires to vote in person but does not satisfy clause (1) of paragraph (b) may cast a provisional ballot under section 76C, which shall only be counted if said person complies with the provisions of clause (1) of paragraph (b) within the time allotted in section 76(C).

(d) A person who desires to vote by absentee ballot but who does not meet the requirements of clause (2) of paragraph (b) may return the absentee ballot by mail, and the ballot shall be treated as a provisional ballot pursuant to section 76C, which shall only be counted if

said person complies with the provisions of clause (2) of paragraph (b) within the time allotted in section 76C.

(e) Nothing herein shall prevent a ballot from being challenged under section 85.

(f) This section shall not apply to a person who:

(1) is entitled to vote by absentee ballot under the Uniformed and Overseas Citizens Absentee Voting Act, 42 U.S.C. sections 1973ff-1 et seq.;

(2) is provided the right to vote otherwise than in person under section 3(b)(2)(B)(ii) of the Voting Accessibility for the Elderly and Handicapped Act, 42 U.S.C. section 1973ee-1(b)(2); or

(3) is otherwise entitled by federal law to vote otherwise than in person.

(g) Any person who has not already been issued an unexpired driver's license or photo identification from the Registry of Motor Vehicles, and who affirms that he or she cannot afford such a photo identification, shall be entitled to a waiver of the fee associated with obtaining a photo identification from the Registry of Motor Vehicles.