

FIRST REGULAR SESSION

HOUSE BILL NO. 216

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES COX (Sponsor), DIEHL AND BROWN (Co-sponsors).

0887H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 115.427 and 115.430, RSMo, and to enact in lieu thereof two new sections relating to voter photo identification, with a contingent effective date.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 115.427 and 115.430, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 115.427 and 115.430, to read as follows:

115.427. 1. [Before receiving a ballot, voters] **Persons seeking to vote in a public
2 election** shall establish their identity and eligibility to vote at the polling place by presenting a
3 form of personal identification **to election officials**. ["Personal identification" shall mean only]
4 **No form of personal identification other than the forms listed in this section shall be
5 accepted to establish a voter's qualifications to vote. Forms of personal identification that
6 satisfy the requirements of this section are any one of the following:**

7 (1) Nonexpired Missouri driver's license [showing the name and a photograph or digital
8 image of the individual]; [or]

9 (2) Nonexpired or nonexpiring Missouri nondriver's license [showing the name and a
10 photographic or digital image of the individual]; [or]

11 (3) **Any identification containing a photograph of the individual that is issued by
12 the Missouri National Guard, the United States armed forces, or the United States
13 Department of Veterans Affairs to a member or former member of the Missouri National
14 Guard or the United States armed forces and that does not have an expiration date; or**

15 (4) A document that satisfies all of the following requirements:

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 (a) The document contains the name of the individual to whom the document was issued,
17 and the name substantially conforms to the most recent signature in the individual's voter
18 registration record;

19 (b) The document shows a [photographic or digital image] **photograph** of the
20 individual;

21 (c) The document includes an expiration date, and the document is not expired, or if
22 expired, **the document** expired [not before] **after** the date of the most recent general election;
23 and

24 (d) The document was issued by the United States or the state of Missouri]; or

25 [(4)] **(5)** Any identification containing a photographic or digital image of the individual
26 which is issued by the Missouri National Guard, the United States Armed Forces, or the United
27 States Department of Veteran Affairs to a member or former member of the Missouri National
28 Guard or the United States Armed Forces and that does not have an expiration date].

29 2. [The] **All election authority costs associated with the implementation of the photo**
30 **identification requirements of this section shall be reimbursed from the general revenue**
31 **of this state by an appropriation for that purpose. If there is no appropriation and**
32 **distribution of state funds, then election authorities shall not enforce the photo**
33 **identification requirements of this section.**

34 3. **Each** election authority shall post a clear and conspicuous notice at each polling place
35 informing each voter who appears at the polling place without a form of personal identification
36 that satisfies the requirements of [subsection 1 of] this section that the voter may return to the
37 polling place with a proper form of personal identification and vote a regular ballot after election
38 judges have verified the voter's identity and eligibility under [subsection 1 of] this section. In
39 addition to such posting, the election judges **at each polling place** may also inform such voters
40 by written or oral communication of such information posted in the notice. Voters who return
41 to the polling place during the uniform polling hours established by section 115.407 with a
42 current and valid form of personal identification shall be given priority in any voting lines.

43 [3.] 4. An individual who appears at a polling place without **a form of personal**
44 **identification** [in the form] described in [subsection 1 of] this section and who is otherwise
45 qualified to vote at that polling place may execute an affidavit averring that the voter is the
46 person listed in the precinct register [and that the voter] , does not possess a form of **personal**
47 **identification** specified in this section and is unable to obtain a current and valid form of personal
48 **identification** because of:

49 (1) A physical or mental disability or handicap of the voter, if the voter is otherwise
50 competent to vote under Missouri law; [or]

51 (2) **The inability to pay for a birth certificate or other supporting documentation**
52 **that is necessary to obtain the identification required to vote under this section;**

53 (3) A sincerely held religious belief against the forms of personal identification described
54 in [subsection 1 of] this section; or

55 [3)] (4) The voter being born on or before January 1, 1941.

56 Upon executing such affidavit, the individual may cast a provisional ballot. Such
57 provisional ballot shall be counted, provided the election authority verifies the identity of the
58 individual by comparing that individual's signature to the signature on file with the election
59 authority and determines that the individual was eligible to cast a ballot at the polling place
60 where the ballot was cast.

61 [4.] 5. The affidavit to be used for voting under subsection [3] 4 of this section shall be
62 substantially in the following form:

63 "State of

64 County of

65 I do solemnly swear (or affirm) that my name is; that I reside at
66; and that I am the person listed in the precinct register under this name
67 and at this address. I further swear (or affirm) that I am unable to obtain a current and valid form
68 of personal identification because of:

69 A physical or mental disability or handicap; [or]

70 **An inability to pay for a birth certificate or other supporting documentation necessary**
71 **to obtain the identification required to vote under this section;**

72 A sincerely held religious belief; or

73 My being born on or before January 1, 1941.

74 I understand that knowingly providing false information is a violation of law and subjects me to
75 possible criminal prosecution.

76

77 Signature of voter

78 Subscribed and affirmed before me this day of, 20....

79

80 Signature of election official"

81 [5.] 6. A voter shall be allowed to cast a provisional ballot under section 115.430 even
82 if the election judges cannot establish the voter's identity **and eligibility** under [subsection 1 of]
83 this section. The election judges shall make a notation on the provisional ballot envelope to
84 indicate that the voter's identity was not verified. The provisional ballot cast by such voter shall
85 not be counted unless:

86 (1) The voter returns to the polling place during the uniform polling hours established
87 by section 115.407 and provides a form of personal identification that allows the election judges
88 to verify the voter's identity as provided in [subsection 1 of] this section; and

89 (2) The provisional ballot otherwise qualifies to be counted under section 115.430.

90 [6.] 7. The [secretary of state] **election authority** shall provide advance notice of the
91 personal identification requirements of [subsection 1 of] this section in a manner calculated to
92 inform the public generally of the requirement for [photographic] **forms of** personal
93 identification as provided in this section[. Such advance notice shall include, at a minimum, the
94 use of advertisements and public service announcements in print, broadcast television, radio, and
95 cable television media, as well as the posting of information on the opening pages of the official
96 state internet websites of the secretary of state and governor] **to be included in the notice**
97 **required under sections 115.127 and 115.129.**

98 [7.] 8. The provisions of section 136.055 and section 302.181 notwithstanding, **the state**
99 **shall provide at least one such form of the personal identification required to vote at no**
100 **cost to any otherwise qualified voter who does not already possess such identification and**
101 **who desires the identification in order to vote.** Any applicant who requests a nondriver's
102 license with a photograph or digital image for the purpose of voting shall not be required to pay
103 a fee if the applicant executes an affidavit averring that the applicant does not have any other
104 form of [photographic] personal identification that meets the requirements of [subsection 1 of]
105 this section. The state of Missouri shall pay the legally required fees for any such applicant. The
106 director shall design an affidavit to be used for this purpose. [However, any disabled or elderly
107 person otherwise competent to vote shall be issued a nondriver's license photo identification
108 through a mobile processing system operated by the Missouri department of revenue upon
109 request if the individual is physically unable to otherwise obtain a nondriver's license photo
110 identification. The department of revenue shall make nondriver's license photo identifications
111 available through its mobile processing system only at facilities licensed under chapter 198 and
112 other public places accessible to and frequented by disabled and elderly persons. The department
113 shall provide advance notice of the times and places when the mobile processing system will be
114 available. At least nine mobile units housed under the office of administration shall remain
115 available for dispatch upon the request of the department of revenue to fulfill the requirements
116 of this section.] The total cost associated with nondriver's license photo identification under this
117 subsection shall be borne by the state of Missouri from funds appropriated to the department of
118 revenue for that specific purpose. The department of revenue and a local election authority may
119 enter into a contract that allows the local election authority to assist the department in issuing
120 nondriver's license photo identifications.

121 [8.] 9. The director of the department of revenue shall, by January first of each year,
 122 prepare and deliver to each member of the general assembly a report documenting the number
 123 of individuals who have requested and received a nondriver's license photo identification for the
 124 purposes of voting under this section. The report shall also include the number of persons
 125 requesting a nondriver's license for purposes of voting under this section, but not receiving such
 126 license, and the reason for the denial of the nondriver's license.

127 [9.] 10. The precinct register shall serve as the voter identification certificate. The
 128 following form shall be printed at the top of each page of the precinct register:

129 VOTER'S IDENTIFICATION CERTIFICATE

130 Warning: It is against the law for anyone to vote, or attempt to vote, without having a lawful
 131 right to vote.

132 PRECINCT

133 WARD OR TOWNSHIP

134 GENERAL (SPECIAL, PRIMARY) ELECTION

135 Held, 20....

136 Date

137 I hereby certify that I am qualified to vote at this election by signing my name and verifying
 138 my address by signing my initials next to my address.

139 [10.] 11. The secretary of state shall promulgate rules to effectuate the provisions of
 140 this section.

141 [11.] 12. Any rule or portion of a rule, as that term is defined in section 536.010, that
 142 is created under the authority delegated in this section shall become effective only if it
 143 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section
 144 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with
 145 the general assembly pursuant to chapter 536 to review, to delay the effective date or to
 146 disapprove and annul a rule are subsequently held unconstitutional, then the grant of
 147 rulemaking authority and any rule proposed or adopted after August 28, 2002, shall be invalid
 148 and void.

149 [12.] 13. If any voter is unable to sign his name at the appropriate place on the
 150 certificate or computer printout, an election judge shall print the name and address of the
 151 voter in the appropriate place on the precinct register, the voter shall make his mark in lieu of
 152 signature, and the voter's mark shall be witnessed by the signature of an election judge.

153 [13.] For any election held on or before November 1, 2008, an individual who appears
 154 at a polling place without identification in the form described in subsection 1 of this section,
 155 and who is otherwise qualified to vote at that polling place, may cast a provisional ballot
 156 after:

157 (1) Executing an affidavit which is also signed by two supervising election judges,
158 one from each major political party, who attest that they have personal knowledge of the
159 identity of the voter, provided that the two supervising election judges who sign an affidavit
160 under this subdivision shall not be involved or participate in the verification of the voter's
161 eligibility by the election authority after the provisional ballot is cast; or

162 (2) (a) Executing an affidavit affirming his or her identity; and

163 (b) Presenting a form of identification from the following list:

164 a. Identification issued by the state of Missouri, an agency of the state, or a local
165 election authority of the state;

166 b. Identification issued by the United States government or agency thereof;

167 c. Identification issued by an institution of higher education, including a university,
168 college, vocational and technical school, located within the state of Missouri;

169 d. A copy of a current utility bill, bank statement, government check, paycheck, or
170 other government document that contains the name and address of the voter; or

171 e. Driver's license or state identification card issued by another state. Such
172 provisional ballot shall be entitled to be counted, provided the election authority verifies the
173 identity of the individual by comparing that individual's signature to the current signature on
174 file with the election authority and determines that the individual was otherwise eligible to
175 cast a ballot at the polling place where the ballot was cast.

176 14. The affidavit to be used for voting under subsection 13 of this section shall be
177 substantially in the following form:

178 "State of

179 County of

180 I do solemnly swear (or affirm) that my name is; that I reside at

181 and that I am the person listed in the precinct register under this name and at this address.

182 I understand that knowingly providing false information is a violation of law and subjects me
183 to possible criminal prosecution.

184

185 Signature of voter

186 Subscribed and affirmed before me this day of, 20....

187

188 Signature of Election Official".

189 15. The provisions of subsections 1 to 5 and 8 to 14 of this section shall become
190 effective August 28, 2006, and this subsection shall expire September 1, 2006.]

115.430. 1. This section shall apply [to primary and general elections where
2 candidates for federal or statewide offices are nominated or elected and any election where
3 statewide issue or issues are submitted to the voters.

4 **2.] in all elections. However, provisional ballots shall not be available for**
5 **absentee voting.**

6 (1) A voter claiming to be properly registered in the jurisdiction of the election
7 authority and eligible to vote in an election, but whose eligibility at that precinct cannot be
8 immediately established upon examination of the precinct register, shall be entitled to vote a
9 provisional ballot after providing a form of personal identification required pursuant to
10 section 115.427 or upon executing an affidavit under section 115.427, or may vote at a
11 central polling place as established in section 115.115 where the voter may vote his or her
12 appropriate ballot for his or her precinct of residence upon verification of eligibility or vote a
13 provisional ballot if eligibility cannot be determined. The provisional ballot provided to a
14 voter under this section shall be the ballot provided to a resident of the voter's precinct
15 determined by reference to the affidavit provided for in this section. If the voter declares that
16 the voter is eligible to vote and the election authority determines that the voter is eligible to
17 vote at another polling place, the voter shall be directed to the correct polling place or a
18 central polling place as established by the election authority pursuant to subsection 5 of
19 section 115.115. If the voter refuses to go to the correct polling place or a central polling
20 place, the voter shall be permitted to vote a provisional ballot at the incorrect polling place,
21 but such ballot shall not be counted if the voter was not eligible to vote at that polling place.

22 (2) The following steps shall be taken to establish a voter's eligibility to vote at a
23 polling place:

24 (a) The election judge shall examine the precinct register as provided in section
25 115.425. If the voter is registered and eligible to vote at the polling place, the voter shall
26 receive a regular ballot;

27 (b) If the voter's eligibility cannot be immediately established by examining the
28 precinct register, the election judge shall contact the election authority. If the election
29 authority cannot immediately establish that the voter is registered and eligible to vote at the
30 polling place upon examination of the Missouri voter registration system, or if the election
31 judge is unable to make contact with the election authority immediately, the voter shall be
32 notified that the voter is entitled to a provisional ballot.

33 (3) The voter shall have the duty to appear and vote at the correct polling place. If an
34 election judge determines that the voter is not eligible to vote at the polling place at which a
35 voter presents himself or herself, and if the voter appears to be eligible to vote at another
36 polling place, the voter shall be informed that he or she may cast a provisional ballot at the
37 current polling place or may travel to the correct polling place or a central polling place, as
38 established by the election authority under subsection 5 of section 115.115, where the voter
39 may cast a regular ballot or provisional ballot if the voter's eligibility still cannot be

40 determined. Provisional ballots cast at a polling place shall be counted only if the voter was
41 eligible to vote at such polling place as provided in subsection 5 of this section.

42 (4) For a voter requesting an absentee ballot in person, such voter shall be entitled to
43 cast a provisional ballot when the voter's eligibility cannot be immediately established upon
44 examination of the precinct registers or the Missouri voter registration system.

45 (5) Prior to accepting any provisional ballot at the polling place, the election judges
46 shall determine that the information provided on the provisional ballot envelope by the
47 provisional voter is consistent with the identification provided by such person under section
48 115.427.

49 [3.] 2. (1) No person shall be entitled to receive a provisional ballot until such
50 person has completed a provisional ballot affidavit on the provisional ballot envelope.

51 (2) The secretary of state shall produce appropriate sizes of provisional ballot
52 envelopes and distribute them to each election authority according to their tabulating system.
53 All provisional ballot envelopes shall be printed on a distinguishable color of paper that is
54 different from the color of the regular ballot. The provisional ballot envelope shall be in the
55 form required by subsection 4 of this section. All provisional ballots shall be marked with a
56 conspicuous stamp or other distinguishing mark that makes them readily distinguishable from
57 the regular ballots.

58 (3) Once voted, the provisional ballot shall be placed and sealed in a provisional
59 ballot envelope.

60 [4.] 3. The provisional ballot in its envelope shall be deposited in the ballot box.
61 The provisional ballot envelope shall be completed by the voter for use in determining
62 eligibility. The provisional ballot envelope specified in this section shall contain a voter's
63 certificate which shall be in substantially the following form:

64 STATE OF

65 COUNTY OF

66 I do solemnly swear (or affirm) that my name is; that my date of birth is
67; that the last four digits of my Social Security Number are; that I am
68 registered to vote in County or City (if a City not within a County), Missouri;
69 that I am a qualified voter of said County (or City not within a County); that I am eligible to
70 vote at this polling place; and that I have not voted in this election.

71 I understand that if the above-provided information is not correct and the election
72 authority determines that I am not registered and eligible to vote, my vote will not be
73 counted. I further understand that knowingly providing false information is a violation of law
74 and subjects me to possible criminal prosecution.

75

76 (Signature of Voter)

77

78 (Current Address)

79 Subscribed and affirmed before me this day of, 20.....

80

81 (Signature of Election Official)

82 The voter may provide additional information to further assist the election authority in
83 determining eligibility, including the place and date the voter registered to vote, if known.

84 [5.] 4. (1) Prior to counting any provisional ballot, the election authority shall
85 determine if the voter is registered and eligible to vote and if the vote was properly cast. The
86 eligibility of provisional votes shall be determined according to the requirements for a voter
87 to cast a ballot in the election as set forth in sections 115.133 and 115.135. A provisional
88 voter ballot shall not be eligible to be counted until the election authority has determined that:

89 (a) The voter cast such provisional ballot at a polling place established for the voter
90 or the central polling place established by the election authority under subsection 5 of section
91 115.115;

92 (b) The individual who cast the provisional ballot is an individual registered to vote
93 in the respective election at the polling place where the ballot was cast;

94 (c) The voter did not otherwise vote in the same election by regular ballot, absentee
95 ballot, or otherwise; and

96 (d) The information on the provisional ballot envelope is found to be correct,
97 complete, and accurate.

98 (2) When the ballot boxes are delivered to the election authority from the polling
99 places, the receiving teams shall separate the provisional ballots from the rest of the ballots
100 and place the sealed provisional ballot envelopes in a separate container. Teams of election
101 authority employees or teams of election judges with each team consisting of one member of
102 each major political party shall photocopy each provisional ballot envelope, such photocopy
103 to be used by the election authority to determine provisional voter eligibility. The sealed
104 provisional ballot envelopes shall be placed by the team in a sealed container and shall
105 remain therein until tabulation.

106 (3) To determine whether a provisional ballot is valid and entitled to be counted, the
107 election authority shall examine its records and verify that the provisional voter is properly
108 registered and eligible to vote in the election. If the provisional voter has provided
109 information regarding the registration agency where the provisional voter registered to vote,
110 the election authority shall make an inquiry of the registration agency to determine whether
111 the provisional voter is properly registered and eligible to vote in the election.

112 (4) If the election authority determines that the provisional voter is registered and
113 eligible to vote in the election, the election authority shall provide documentation verifying

114 the voter's eligibility. Such documentation shall be noted on the copy of the provisional
115 ballot envelope and shall contain substantially the following information:

116 (a) The name of the provisional voter;

117 (b) The name of the reviewer;

118 (c) The date and time; and

119 (d) A description of evidence found that supports the voter's eligibility.

120 (5) The local election authority shall record on a provisional ballot

121 acceptance/rejection list the provisional ballot identification number and a notation marking
122 it as accepted.

123 (6) If the election authority determines that the provisional voter is not registered or
124 eligible to vote in the election, the election authority shall provide documentation verifying
125 the voter's ineligibility. Such documentation shall be noted on the copy of the provisional
126 ballot envelope and shall contain substantially the following information:

127 (a) The name of the provisional voter;

128 (b) The name of the reviewer;

129 (c) The date and time;

130 (d) A description of why the voter is ineligible.

131 (7) The local election authority shall record on a provisional ballot

132 acceptance/rejection list the provisional ballot identification number and notation marking it
133 as rejected.

134 (8) If rejected, a photocopy of the envelope shall be made and used by the election
135 authority as a mail-in voter registration. The actual provisional ballot envelope shall be kept
136 as ballot material, and the copy of the envelope shall be used by the election authority for
137 registration record keeping.

138 [6.] 5. All provisional ballots cast by voters whose eligibility has been verified as
139 provided in this section shall be counted in accordance with the rules governing ballot
140 tabulation. Provisional ballots shall not be counted until all provisional ballots are
141 determined either eligible or ineligible and all provisional ballots must be processed before
142 the election is certified. The provisional ballot shall be counted only if the election authority
143 determines that the voter is registered and eligible to vote. Provisional ballots voted in the
144 wrong polling place shall not be counted. If the voter is not registered but is qualified to
145 register for future elections, the affidavit shall be considered a mail-in application to register
146 to vote pursuant to this chapter.

147 [7.] 6. (1) After the election authority completes its review of the provisional voter's
148 eligibility under subsection 5 of this section, the election authority shall deliver the
149 provisional ballots and copies of the provisional ballot envelopes that include eligibility
150 information to bipartisan counting teams, which may be the board of verification, for review

151 and tabulation. The election authority shall maintain a record of such delivery. The record
152 shall include the number of ballots delivered to each team and shall include a signed receipt
153 from two judges, one from each major political party. The election authority shall provide
154 each team with a ballot box and material necessary for tabulation.

155 (2) If the person named on the provisional ballot affidavit is found to have been
156 properly qualified and registered to cast a ballot in the election and the provisional ballot
157 otherwise qualifies to be counted under the provisions of this section, the envelope shall be
158 opened, and the ballot shall be placed in a ballot box to be counted.

159 (3) If the person named on the provisional ballot affidavit is found not to have been
160 properly qualified and registered to cast a ballot in the election or if the election authority is
161 unable to determine such person's right to vote, the envelope containing the provisional ballot
162 shall not be opened, and the person's vote shall not be counted. The members of the team
163 shall follow the procedures set forth in subsection [5] 4 of this section for rejected provisional
164 ballots.

165 (4) The votes shall be tallied and the returns made as provided in sections 115.447 to
166 115.525 for paper ballots. After the vote on all ballots assigned to a team have been counted,
167 the ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information
168 provided by the election authority shall be enclosed in sealed containers marked "Voted
169 provisional ballots and ballot envelopes from the election held, 20...". All rejected
170 provisional ballots, ballot envelopes, and copies of ballot envelopes with the eligibility
171 information provided by the election authority shall be enclosed in sealed containers marked
172 "Rejected provisional ballots and ballot envelopes from the election held,
173 20...". On the outside of each voted ballot and rejected ballot container, each member of the
174 team shall write their name and all such containers shall be returned to the election authority.
175 Upon receipt of the returns and ballots, the election authority shall tabulate the provisional
176 votes.

177 [8.] 7. Challengers and watchers, as provided by sections 115.105 and 115.107, may
178 be present during all times that the bipartisan counting teams are reviewing or counting the
179 provisional ballots, the provisional ballot envelopes, or copies of the provisional ballot
180 envelopes that include eligibility information provided by the election authority. Challengers
181 and watchers shall be permitted to observe the determination of the eligibility of all
182 provisional ballots. The election authority shall notify the county chair of each major
183 political party of the time and location when bipartisan counting teams will be reviewing or
184 counting the provisional ballots, the provisional ballot envelopes, or the copies of the
185 provisional ballot envelopes that include the eligibility information provided by the election
186 authority.

187 [9.] 8. The certificate of ballot cards shall:

188 (1) Reflect the number of provisional envelopes delivered; and
189 (2) Reflect the number of sealed provisional envelopes with voted ballots deposited
190 in the ballot box.

191 [10.] **9.** In counties where the voting system does not utilize a paper ballot, the
192 election authority shall provide the appropriate provisional ballots to each polling place.

193 [11.] **10.** The secretary of state may promulgate rules for purposes of ensuring the
194 uniform application of this section. No rule or portion of a rule promulgated pursuant to the
195 authority of this section shall become effective unless it has been promulgated pursuant to
196 chapter 536.

197 [12.] **11.** The secretary of state shall design and provide to the election authorities
198 the envelopes and forms necessary to carry out the provisions of this section.

199 [13.] **12.** Pursuant to the Help America Vote Act of 2002, the secretary of state shall
200 ensure a free access system is established, such as a toll-free number or an internet website,
201 that any individual who casts a provisional ballot may access to discover whether the vote of
202 that individual was counted, and, if the vote was not counted, the reason that the vote was not
203 counted. At the time an individual casts a provisional ballot, the election authority shall give
204 the voter written information that states that any individual who casts a provisional ballot will
205 be able to ascertain under such free access system whether the vote was counted, and if the
206 vote was not counted, the reason that the vote was not counted.

207 [14.] **13.** In accordance with the Help America Vote Act of 2002, any individual who
208 votes in an election as a result of a court order or any other order extending the time
209 established for closing the polls in section 115.407 may vote only by using a provisional
210 ballot, and such provisional ballot shall be separated and held apart from other provisional
211 ballots cast by those not affected by the order. Such ballots shall not be counted until such
212 time as the ballots are determined to be valid. No state court shall have jurisdiction to extend
213 the polling hours established by law, including section 115.407.

Section B. Section A of this act shall become effective only upon the passage and
2 approval by the voters of a constitutional amendment submitted to them by the general
3 assembly regarding the authorization of photo identification for elections.

✓