

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill Nos. 34 &  
2 105, Page 1, In the Title, Lines 3 and 4, by deleting the words "military and overseas voter  
3 registration" and inserting in lieu thereof the word "elections"; and  
4

5 Further amend said bill, Page 15, Section 115.291, Line 30, by inserting immediately after all of  
6 said line and section the following:  
7

8 "115.427. 1. Before receiving a ballot, voters shall [establish their identity and eligibility to  
9 vote at the polling place] identify themselves by presenting a form of personal identification[.

10 "Personal identification" shall mean only one of the following:

11 (1) Nonexpired Missouri driver's license showing the name and a photograph or digital  
12 image of the individual; or

13 (2) Nonexpired or nonexpiring Missouri nondriver's license showing the name and a  
14 photographic or digital image of the individual; or

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

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 registration  
18 record;

19 (b) The document shows a photographic or digital image of the individual;

20 (c) The document includes an expiration date, and the document is not expired, or if expired,  
21 expired not before the date of the most recent general election; and

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

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

27 2. The election authority shall post a clear and conspicuous notice at each polling place  
28 informing each voter who appears at the polling place without a form of personal identification that  
29 satisfies the requirements of subsection 1 of this section that the voter may return to the polling place  
30 with a proper form of personal identification and vote a regular ballot after election judges have  
31 verified the voter's identity and eligibility under subsection 1 of this section. In addition to such

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 posting, the election judges may also inform such voters by written or oral communication of such  
2 information posted in the notice. Voters who return to the polling place during the uniform polling  
3 hours established by section 115.407 with a current and valid form of personal identification shall be  
4 given priority in any voting lines.

5 3. An individual who appears at a polling place without identification in the form described  
6 in subsection 1 of this section and who is otherwise qualified to vote at that polling place may  
7 execute an affidavit averring that the voter is the person listed in the precinct register and that the  
8 voter does not possess a form of identification specified in this section and is unable to obtain a  
9 current and valid form of personal identification because of:

10 (1) A physical or mental disability or handicap of the voter, if the voter is otherwise  
11 competent to vote under Missouri law; or

12 (2) A sincerely held religious belief against the forms of personal identification described in  
13 subsection 1 of this section; or

14 (3) The voter being born on or before January 1, 1941.

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

20 4. The affidavit to be used for voting under subsection 3 of this section shall be substantially  
21 in the following form: "State of ..... County of ..... I do solemnly swear  
22 (or affirm) that my name is .....; that I reside at .....; and that I am the  
23 person listed in the precinct register under this name and at this address. I further swear (or affirm)  
24 that I am unable to obtain a current and valid form of personal identification because of:

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

26 [ ] A sincerely held religious belief; or

27 [ ] My being born on or before January 1, 1941.

28  
29 I understand that knowingly providing false information is a violation of law and subjects me to  
30 possible criminal prosecution.

31 .....  
32 Signature of voter

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

34 .....  
35 Signature of election official"

36 5. A voter shall be allowed to cast a provisional ballot under section 115.430 even if the  
37 election judges cannot establish the voter's identity under subsection 1 of this section. The election  
38 judges shall make a notation on the provisional ballot envelope to indicate that the voter's identity  
39 was not verified. The provisional ballot cast by such voter shall not be counted unless:

40 (1) The voter returns to the polling place during the uniform polling hours established by  
41 section 115.407 and provides a form of personal identification that allows the election judges to

1 verify the voter's identity as provided in subsection 1 of this section; and

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

3 6. The secretary of state shall provide advance notice of the personal identification  
4 requirements of subsection 1 of this section in a manner calculated to inform the public generally of  
5 the requirement for photographic personal identification as provided in this section. Such advance  
6 notice shall include, at a minimum, the use of advertisements and public service announcements in  
7 print, broadcast television, radio, and cable television media, as well as the posting of information on  
8 the opening pages of the official state internet websites of the secretary of state and governor.

9 7. The provisions of section 136.055 and section 302.181 notwithstanding, any applicant  
10 who requests a nondriver's license with a photograph or digital image for the purpose of voting shall  
11 not be required to pay a fee if the applicant executes an affidavit averring that the applicant does not  
12 have any other form of photographic personal identification that meets the requirements of  
13 subsection 1 of this section. The state of Missouri shall pay the legally required fees for any such  
14 applicant. The director shall design an affidavit to be used for this purpose. However, any disabled  
15 or elderly person otherwise competent to vote shall be issued a nondriver's license photo  
16 identification through a mobile processing system operated by the Missouri department of revenue  
17 upon request if the individual is physically unable to otherwise obtain a nondriver's license photo  
18 identification. The department of revenue shall make nondriver's license photo identifications  
19 available through its mobile processing system only at facilities licensed under chapter 198 and other  
20 public places accessible to and frequented by disabled and elderly persons. The department shall  
21 provide advance notice of the times and places when the mobile processing system will be available.  
22 At least nine mobile units housed under the office of administration shall remain available for  
23 dispatch upon the request of the department of revenue to fulfill the requirements of this section.  
24 The total cost associated with nondriver's license photo identification under this subsection shall be  
25 borne by the state of Missouri from funds appropriated to the department of revenue for that specific  
26 purpose. The department of revenue and a local election authority may enter into a contract that  
27 allows the local election authority to assist the department in issuing nondriver's license photo  
28 identifications.

29 8. The director of the department of revenue shall, by January first of each year, prepare and  
30 deliver to each member of the general assembly a report documenting the number of individuals who  
31 have requested and received a nondriver's license photo identification for the purposes of voting  
32 under this section. The report shall also include the number of persons requesting a nondriver's  
33 license for purposes of voting under this section, but not receiving such license, and the reason for  
34 the denial of the nondriver's license.

35 9.] from the following list:

36 (1) Identification issued by the state of Missouri, an agency of the state, or a local election  
37 authority of the state;

38 (2) Identification issued by the United States government or agency thereof;

39 (3) Identification issued by an institution of higher education, including a university, college,  
40 or vocational and technical school, located within the state of Missouri;

41 (4) Driver's license or state identification card issued by another state; or



- 1 (2) (a) Executing an affidavit affirming his or her identity; and
- 2 (b) Presenting a form of identification from the following list:
- 3 a. Identification issued by the state of Missouri, an agency of the state, or a local election
- 4 authority of the state;
- 5 b. Identification issued by the United States government or agency thereof;
- 6 c. Identification issued by an institution of higher education, including a university, college,
- 7 vocational and technical school, located within the state of Missouri;
- 8 d. A copy of a current utility bill, bank statement, government check, paycheck, or other
- 9 government document that contains the name and address of the voter; or
- 10 e. Driver's license or state identification card issued by another state. Such provisional ballot
- 11 shall be entitled to be counted, provided the election authority verifies the identity of the individual
- 12 by comparing that individual's signature to the current signature on file with the election authority
- 13 and determines that the individual was otherwise eligible to cast a ballot at the polling place where
- 14 the ballot was cast.

15 14. The affidavit to be used for voting under subsection 13 of this section shall be  
 16 substantially in the following form: "State of .....

17 County of .....

18 I do solemnly swear (or affirm) that my name is .....

19 that I reside at .....

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

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

23 Signature of voter

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

25 .....

26 Signature of Election Official".

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

29  
 30 Further amend said bill by amending the title, enacting clause, and intersectional references  
 31 accordingly.