

1 HB209
2 103737-1
3 By Representative Allen
4 RFD: Constitution and Elections
5 First Read: 03-FEB-09
6 PFD: 01/30/2009

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8 SYNOPSIS: This bill would require proof of
9 identification with certain limited exceptions for
10 persons wishing to vote.

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12 A BILL
13 TO BE ENTITLED
14 AN ACT
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16 To amend Section 17-9-30, Code of Alabama 1975,
17 relating to the identification of voters at elections, to
18 provide that a voter must provide proof of identification, as
19 defined, with certain limited exceptions.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. Section 17-9-30, Code of Alabama 1975, is
22 amended to read as follows:

23 "§17-9-30.

24 "(a) As used in this section, the term ~~"valid photo~~
25 ~~identification"~~ may include in addition to governmentally
26 ~~produced photo identifications, identification cards~~
27 ~~containing the photo of the elector produced by employers for~~

1 ~~employees and identification cards containing the photo of the~~
2 ~~elector produced by a public or private college, university,~~
3 ~~or postgraduate technical or professional school located~~
4 ~~within the state. "proof of identification" refers to a~~
5 ~~document that satisfies all the following:~~

6 ~~"(1) The document shows the name of the individual~~
7 ~~to whom the document was issued, and the name conforms to the~~
8 ~~name in the individual's voter registration record.~~

9 ~~"(2) The document shows a photograph of the~~
10 ~~individual to whom the document was issued.~~

11 ~~"(3) The document includes an expiration date, and~~
12 ~~the document either is not expired or the document expired~~
13 ~~after the date of the most recent general election.~~

14 ~~"(4) The document was issued by the United States or~~
15 ~~the State of Alabama.~~

16 ~~"(b) Each elector shall provide proof of~~
17 ~~identification to an appropriate election official prior to~~
18 ~~voting. A voter required to show identification when voting in~~
19 ~~person shall present to the appropriate election official~~
20 ~~either of the following forms of identification:~~

21 ~~"(1) A current valid photo identification.~~

22 ~~"(2) A copy of a current utility bill, bank~~
23 ~~statement, government check, paycheck, or other government~~
24 ~~document that shows the name and address of the voter. The~~
25 ~~term "other government document" may include, but is not~~
26 ~~limited to, any of the following:~~

1 ~~"a. A valid identification card issued by a branch,~~
2 ~~department, agency, or entity of the State of Alabama, any~~
3 ~~other state, or the United States authorized by law to issue~~
4 ~~personal identification.~~

5 ~~"b. A valid United States passport.~~

6 ~~"c. A valid Alabama hunting or fishing license.~~

7 ~~"d. A valid Alabama permit to carry a pistol or~~
8 ~~revolver.~~

9 ~~"e. A valid pilot's license issued by the Federal~~
10 ~~Aviation Administration or other authorized agency of the~~
11 ~~United States.~~

12 ~~"f. A valid United States military identification~~
13 ~~card.~~

14 ~~"g. A certified copy of the elector's birth~~
15 ~~certificate.~~

16 ~~"h. A valid Social Security card.~~

17 ~~"i. Certified naturalization documentation.~~

18 ~~"j. A certified copy of court records showing~~
19 ~~adoption or name change.~~

20 ~~"k. A valid Medicaid card, Medicare card, or an~~
21 ~~Electronic Benefits Transfer Card (formerly referred to as a~~
22 ~~"food stamp card").~~

23 ~~"(c) Voters voting an absentee ballot shall submit~~
24 ~~proof of identification with the ballot a copy of one of the~~
25 ~~forms of identification listed in subsection (b).~~

26 ~~"(d) Notwithstanding subsection (c), a voter who is~~
27 ~~entitled to vote by absentee ballot pursuant to the Uniformed~~

1 and Overseas Citizens Absentee Voting Act (subchapter I-G of
2 Chapter 20 of Title 42 U.S.C.); Section 3(b)(2)(B)(ii) of the
3 Voting Accessibility for the Elderly and Handicapped Act
4 (subchapter I-F of Chapter 20 of Title 42 U.S.C.); or any
5 other federal law, shall not be required to produce proof of
6 identification prior to voting.

7 "(e) An individual required to present proof of
8 identification in accordance with this section who is unable
9 to meet the proof of identification requirements of this
10 section shall be permitted to vote by a provisional ballot, as
11 provided for by law.

12 "(f) In addition, an individual who does not have
13 proof of identification in his or her possession at the polls
14 shall be permitted to vote if the individual is positively
15 identified by two election officials as a voter on the poll
16 list who is eligible to vote and the election official signs
17 the voters list by where the voter signs."

18 Section 2. The provisions of this act are subject to
19 compliance with the federal Voting Rights Act.

20 Section 3. This act shall become effective on the
21 first day of the third month following its passage and
22 approval by the Governor, or its otherwise becoming law.