

*****Pending***
AMENDMENT No. 1 PROPOSED TO**

Committee Sub. for HB NO. 1146

By Representative(s) Denny

1 **AMEND** after line 654 by inserting the following as new
2 Sections 15 and 16 and renumbering succeeding sections:

3 **SECTION 15.** (1) Each elector shall present valid
4 identification to an election manager, or the circuit clerk or
5 deputy circuit clerk in the case of absentee voting, before he
6 shall be allowed to vote. Valid identification shall consist of
7 any one of the following:

8 (a) A valid Mississippi driver's license;

9 (b) A valid identification card issued by a branch,
10 department, agency or entity of the State of Mississippi;

11 (c) A valid United States passport;

12 (d) A valid employee identification card containing a
13 photograph of the elector and issued by any branch, department,
14 agency or entity of the United States government, the State of
15 Mississippi, or any county, municipality, board, authority or
16 other entity of this state;

17 (e) A valid employee identification card containing a
18 photograph of the elector and issued by any employer of the
19 elector in the ordinary course of the employer's business;

20 (f) A valid student identification card containing a
21 photograph of the elector from any public or private college,
22 university, or postgraduate, technical or professional school
23 located within the State of Mississippi;

24 (g) A valid Mississippi license to carry a pistol or
25 revolver;

26 (h) A valid pilot's license issued by the Federal
27 Aviation Administration or other authorized agency of the United
28 States;

29 (i) A valid United States military identification card;

30 (j) A certified copy of the elector's birth
31 certificate;

32 (k) A valid social security card;

33 (l) Certified naturalization documentation;

34 (m) Official voter registration card; or

35 (n) Any other generally recognized form of photographic
36 identification.

37 (2) If an elector is unable to produce any of the items of
38 identification listed in subsection (1) of this section, he or she
39 shall sign a statement under oath in a form approved by the State
40 Board of Election Commissioners, swearing or affirming that he or
41 she is the person identified on the pollbooks. One (1) of the
42 election managers, or the circuit clerk or deputy circuit clerk in
43 the case of absentee voting, shall sign the statement as a witness
44 to the oath taken by the elector. The person shall be allowed to
45 vote without undue delay. Any elector who falsely swears or
46 affirms the statement prescribed in this subsection shall be
47 guilty of a felony and, upon conviction, shall be fined not more
48 than Five Thousand Dollars (\$5,000.00) or imprisoned not less than
49 one (1) year, but not more than five (5) years, or both.

50 **SECTION 16.** Section 23-15-541, Mississippi Code of 1972, is
51 amended as follows:

52 **[Until Laws of 1993, Chapter 528, is effectuated under**
53 **Section 5 of the Voting Rights Act of 1965, this section reads as**
54 **follows:]**

55 23-15-541. At all elections, the polls shall be opened at
56 seven o'clock in the morning and be kept open until seven o'clock
57 in the evening and no longer. Upon the opening of the polls, and
58 not before, the managers of the election shall designate two (2)

59 of their number, other than the manager theretofore designated to
60 receive the blank ballots, who shall thereupon be known
61 respectively as the initialing manager and the alternate
62 initialing manager. The alternate initialing manager, in the
63 absence of the initialing manager, shall perform all of the duties
64 and undertake all of the responsibilities of the initialing
65 manager. When any person entitled to vote shall appear to vote,
66 the managers shall first identify the voter by requiring the voter
67 to present valid identification as provided in Section 15 of this
68 act; and then the person shall * * * sign his name in a receipt
69 book or booklet provided for that purpose and to be used at that
70 election only and said receipt book or booklet shall be used in
71 lieu of the list of voters who have voted formerly made by the
72 managers or clerks; whereupon and not before, the initialing
73 manager or, in his absence, the alternate initialing manager shall
74 indorse his initials on the back of an official blank ballot,
75 prepared in accordance with law, and at such place on the back of
76 the ballot that the initials may be seen after the ballot has been
77 marked and folded, and when so indorsed he shall deliver it to the
78 voter, which ballot the voter shall mark in the manner provided by
79 law, which when done the voter shall deliver the same to the
80 initialing manager or, in his absence, to the alternate initialing
81 manager, in the presence of the others, and the manager shall see
82 that the ballot so delivered bears on the back thereof the genuine
83 initials of the initialing manager, or alternate initialing
84 manager, and if so, but not otherwise, the ballot shall be put
85 into the ballot box; and when so done one (1) of the managers or a
86 duly appointed clerk shall make the proper entry on the pollbook.
87 If the voter is unable to write his name on the receipt book, a
88 manager or clerk shall note on the back of the ballot that it was
89 receipted for by his assistance.

90 **[From and after such time as Laws of 1993, Chapter 528, is**
91 **effectuated under Section 5 of the Voting Rights Act of 1965, this**
92 **section reads as follows:]**

93 23-15-541. At all elections, the polls shall be opened at

94 seven o'clock in the morning and be kept open until seven o'clock
95 in the evening and no longer. Upon the opening of the polls, and
96 not before, the managers of the election shall designate two (2)
97 of their number, other than the manager theretofore designated to
98 receive the blank ballots, who shall thereupon be known
99 respectively as the initialing manager and the alternate
100 initialing manager. The alternate initialing manager, in the
101 absence of the initialing manager, shall perform all of the duties
102 and undertake all of the responsibilities of the initialing
103 manager. When any person entitled to vote shall appear to vote,
104 the managers shall identify the voter * * * by requiring the voter
105 to submit * * * valid * * * identification as provided in Section
106 15 of this act; and then such person shall sign his name in a
107 receipt book or booklet provided for that purpose and to be used
108 at that election only and said receipt book or booklet shall be
109 used in lieu of the list of voters who have voted formerly made by
110 the managers or clerks; whereupon and not before, the initialing
111 manager or, in his absence, the alternate initialing manager shall
112 indorse his initials on the back of an official blank ballot,
113 prepared in accordance with law, and at such place on the back of
114 the ballot that the initials may be seen after the ballot has been
115 marked and folded, and when so indorsed he shall deliver it to the
116 voter, which ballot the voter shall mark in the manner provided by
117 law, which when done the voter shall deliver the same to the
118 initialing manager or, in his absence, to the alternate initialing
119 manager, in the presence of the others, and the manager shall see
120 that the ballot so delivered bears on the back thereof the genuine
121 initials of the initialing manager, or alternate initialing
122 manager, and if so, but not otherwise, the ballot shall be put
123 into the ballot box; and when so done one (1) of the managers or a
124 duly appointed clerk shall make the proper entry on the pollbook.
125 If the voter is unable to write his name on the receipt book, a
126 manager or clerk shall note on the back of the ballot that it was
127 receipted for by his assistance.

128 **AMEND FURTHER** on line 99 by inserting the following after the

129 word "election": ", provided he complies with the provisions of
130 Section 15 of this act"

131 **AMEND FURTHER** the title to conform.