

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 496

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO ELECTIONS; AMENDING SECTION 34-1106, IDAHO CODE, TO PROVIDE
2 THAT EACH ELECTOR SHALL SHOW A PHOTO IDENTIFICATION OR PERSONAL
3 IDENTIFICATION AFFIDAVIT BEFORE RECEIVING A BALLOT; AMENDING CHAPTER
4 11, TITLE 34, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 34-1113, IDAHO
5 CODE, TO PROVIDE THAT ALL VOTERS SHALL BE REQUIRED TO PROVIDE CERTAIN
6 PERSONAL IDENTIFICATION AT THE POLLS OR AT THE ABSENT ELECTOR POLLING
7 PLACES; AND AMENDING CHAPTER 11, TITLE 34, IDAHO CODE, BY THE ADDITION
8 OF A NEW SECTION 34-1114, IDAHO CODE, TO PROVIDE FOR AN AFFIDAVIT IN LIEU
9 OF PERSONAL IDENTIFICATION.
10

11 Be It Enacted by the Legislature of the State of Idaho:

12 SECTION 1. That Section 34-1106, Idaho Code, be, and the same is hereby
13 amended to read as follows:

14 34-1106. SIGNING COMBINATION ELECTION RECORD AND POLL BOOK --
15 DELIVERY OF BALLOT TO ELECTOR. (1) An elector desiring to vote shall state
16 his name and address to the judge or clerk in charge of the combination
17 election record and poll book.

18 (2) Before receiving his ballot, each elector shall sign his name in
19 the combination election record and poll book following his name therein
20 and show a valid photo identification as provided for in section 34-1113,
21 Idaho Code, or personal identification affidavit as provided for in section
22 34-1114, Idaho Code.

23 (3) No person shall knowingly sign his name in the combination election
24 record and poll book if his residence address is not within that precinct at
25 the time of signing.

26 (4) If the residence address of a person contained in the combination
27 election record and poll book is incorrectly given due to an error in
28 preparation of the combination election record and poll book, the judge
29 shall ascertain the correct address and make the necessary correction.

30 (5) The elector shall then be given the appropriate ballots which have
31 been stamped with the official election stamp and shall be given folding
32 instructions for such ballots.

33 SECTION 2. That Chapter 11, Title 34, Idaho Code, be, and the same is
34 hereby amended by the addition thereto of a NEW SECTION, to be known and
35 designated as Section 34-1113, Idaho Code, and to read as follows:

36 34-1113. IDENTIFICATION AT THE POLLS. All voters shall be required
37 to provide personal identification before voting at the polls or at absent
38 electors polling places as required by section 34-1006, Idaho Code. The
39 personal identification that may be presented shall be one of the following:

- 1 (1) An Idaho driver's license or identification card issued by the Idaho
2 transportation department;
- 3 (2) A passport or an identification card, including a photograph,
4 issued by an agency of the United States government;
- 5 (3) A tribal identification card, including a photograph; or
- 6 (4) A current student identification card, including a photograph,
7 issued by a high school or an accredited institution of higher education,
8 including a university, college or technical school, located within the
9 state of Idaho.

10 SECTION 3. That Chapter 11, Title 34, Idaho Code, be, and the same is
11 hereby amended by the addition thereto of a NEW SECTION, to be known and
12 designated as Section 34-1114, Idaho Code, and to read as follows:

13 34-1114. AFFIDAVIT IN LIEU OF PERSONAL IDENTIFICATION. If a voter is
14 not able to present personal identification as required in section 34-1113,
15 Idaho Code, the voter may complete an affidavit in lieu of the personal
16 identification. The affidavit shall be on a form prescribed by the secretary
17 of state and shall require the voter to provide the voter's name and address.
18 The voter shall sign the affidavit. Any person who knowingly provides false,
19 erroneous or inaccurate information on such affidavit shall be guilty of a
20 felony.