

**HOUSE . . . . . No. 3308**

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The Commonwealth of Massachusetts

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PRESENTED BY:

***F. Jay Barrows, (BY REQUEST)***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act relative to voter identification.

\_\_\_\_\_  
PETITION OF:

NAME:

*Olivier Kozlowski*

DISTRICT/ADDRESS:

*6 Park Row*

*Mansfield, MA 02048*

**HOUSE . . . . . No. 3308**

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By Mr. Barrows of Mansfield (by request), a petition (accompanied by bill, House, No. 3308) of Olivier Kozlowski relative to voter identification. Election Laws.

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The Commonwealth of Massachusetts

An Act relative to voter identification.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Chapter 54 of the General Laws is hereby amended by striking out section  
2 76B as appearing in the 2010 Official Edition, and inserting in place thereof the following  
3 section:-

4 Section 76B. (a) A person desiring to vote, who fails to present suitable written  
5 identification when so requested by an election officer, shall not be permitted to vote.

6 (b) A person shall meet the requirements of this section and be permitted to vote:

7 (1) in the case of a person who votes in person: presents to the appropriate election  
8 officer a current and valid government issued photo identification and, if requested by an  
9 election officer, appropriate proof of address such as a copy of a current utility bill, bank  
10 statement, government check, paycheck, or other government document that shows the name and  
11 address of the voter; or

12 (2) in the case of a person who votes by absentee ballot, submits with the ballot a copy of  
13 a current and valid government issued photo identification.

14 (c) A person who desires to vote in person but does not satisfy clause (1) of paragraph  
15 (b) may cast a provisional ballot under section 76C, which shall only be counted if said person  
16 complies with the provisions of clause (1) of paragraph (b) within the time allotted in section  
17 76(C).

18 (d) A person who desires to vote by absentee ballot but who does not meet the  
19 requirements of clause (2) of paragraph (b) may return the absentee ballot by mail, and the ballot  
20 shall be treated as a provisional ballot pursuant to section 76C, which shall only be counted if  
21 said person complies with the provisions of clause (2) of paragraph (b) within the time allotted in  
22 section 76C.

23 (e) Nothing herein shall prevent a ballot from being challenged under section 85.

24 (f) This section shall not apply to a person who:

25 (1) is entitled to vote by absentee ballot under the Uniformed and Overseas Citizens  
26 Absentee Voting Act, 42 U.S.C. sections 1973ff-1 et seq.;

27 (2) is provided the right to vote otherwise than in person under section 3(b)(2)(B)(ii) of  
28 the Voting Accessibility for the Elderly and Handicapped Act, 42 U.S.C. section 1973ee-1(b)(2);  
29 or

30 (3) is otherwise entitled by federal law to vote otherwise than in person.

31 (g) Any person who has not already been issued an unexpired driver's license or photo  
32 identification from the Registry of Motor Vehicles, and who affirms that he or she cannot afford  
33 such a photo identification, shall be entitled to a waiver of the fee associated with obtaining a  
34 photo identification from the Registry of Motor Vehicles.