

SENATE State Admin

Exhibit No. 3

Amendments to House Bill No. 152  
3rd Reading Copy

Date 3-23-2011

Bill No. HB 152

For the Senate State Administration Committee

Prepared by Rachel Weiss  
March 9, 2011 (5:37pm)

1. Page 4, line 20.

**Following:** line 19

**Insert:** "COORDINATION SECTION. **Section 5. Coordination instruction.** If both House Bill No. 91 and [this act] are passed and approved, then the section of House Bill No. 91 that amends 13-13-602 is void."

- END -

## From HB 152

**Section 4.** Section 13-13-602, MCA, is amended to read:

**"13-13-602. Fail-safe and provisional voting by mail.** (1) To ensure the election administrator has information sufficient to determine the elector's eligibility to vote, an elector voting by mail may enclose in the outer return envelope, together with the voted ballot in the secrecy envelope, a copy of a current and valid photo identification with the elector's name or a copy of ~~a current utility bill, bank statement, paycheck, notice of confirmation of voter registration issued pursuant to 13-2-207, government check, or other government document that shows the elector's name and current address~~ one of the identification documents listed in 13-13-114(1)(a).

(2) The elector's ballot must be handled as a provisional ballot under 13-15-107 if:

(a) a provisionally registered elector voting by mail does not enclose with the ballot the information ~~described~~ referred to in subsection (1);

(b) the information provided under subsection (1) is invalid or insufficient to verify the elector's eligibility; or

(c) the elector's name does not appear on the precinct register."

**[NOTE:** Under HB 152, section 13-13-114(1)(a) will read as follows:

(1) (a) Before an elector is permitted to receive a ballot or vote, the elector shall present to an election judge one of the following:

(i) a current Montana driver's license;

(ii) a current tribal photo identification; or

(iii) a current Montana identification card issued pursuant to Title 61, chapter 12, part 5.

## From HB 91

**Section 44.** Section 13-13-602, MCA, is amended to read:

**"13-13-602. Fail-safe and provisional voting by mail.** (1) To ensure the election administrator has information sufficient to determine the elector's eligibility to vote, an elector voting by mail may enclose in the outer return envelope, together with the voted ballot in the secrecy envelope, a copy of a current and valid photo identification with the elector's name or a copy of a current utility bill, bank statement, paycheck, notice of confirmation of voter registration issued pursuant to 13-2-207, government check, or other government document that shows the elector's name and current address or other information necessary to determine the elector's eligibility to vote.

(2) The elector's ballot must be handled as a provisional ballot under 13-15-107 if:

(a) a provisionally registered elector voting by mail does not enclose with the ballot the information described in subsection (1);

(b) the information provided under subsection (1) is invalid or insufficient to verify the elector's eligibility; or

(c) the elector's name does not appear on the precinct register."