

State of Arkansas

As Engrossed: H4/1/99 S4/7/99

82nd General Assembly

A Bill

Regular Session, 1999

HOUSE BILL 1479

By: Representative Faris

For An Act To Be Entitled

"AN ACT TO AMEND ARKANSAS CODE 7-5-305 PERTAINING TO
THE IDENTIFICATION OF QUALIFIED VOTERS; AND FOR OTHER
PURPOSES. "

Subtitle

"TO AMEND ARKANSAS CODE PERTAINING TO THE
IDENTIFICATION OF QUALIFIED VOTERS. "

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code 7-5-305 is amended to read as follows:

"7-5-305. Identification of qualified voters.

(a) Before a person is permitted to vote, the election official shall:

(1) Request the voter to identify himself in order to verify the
existence of his name on the precinct voter registration list;

(2) Request the voter, in the presence of the election official,
to state ~~his date of birth and~~ his address and confirm his date of birth;

(3) *Determine that the voter's date of birth and address are the
same as ~~those that~~ on the precinct voter registration list;*

(4) *If the date of birth given by the voter is not the same as
that on the precinct voter registration list, request the voter to provide
identification as the election official deems appropriate;*

(5)(A) *If the voter's address is not the same as that on the
precinct voter registration list, verify with the county clerk that the
address is within the precinct;*

(B) If the address is within the precinct, request the
voter to complete a voter registration application form for the purpose of

1 updating county voter registration record files;

2 (C) If the address is not within the precinct, instruct the
3 voter to contact the county clerk's office to determine the proper precinct;

4 (6) If the voter's name is not the same as that on the precinct
5 voter registration list, request the voter to complete a voter registration
6 application form for purposes of updating county voter registration record
7 files;

8 (7) Request the voter, in the presence of the election official
9 to sign his name, including his given name, his middle name or initial, if
10 any, and his last name in the space provided on the precinct voter
11 registration list. If a person is unable to sign his signature or make his
12 mark or cross, the election official shall enter his initials and the voter's
13 date of birth in the space for the person's signature on the precinct voter
14 registration list; and

15 (8) To request the voter for purposes of signature verification
16 to provide a valid driver's license, a valid photo identification card issued
17 by a governmental agency, voter card, Social Security card, Birth Certificate,
18 U. S. Passport, employee identification card issued by a governmental agency
19 containing a photograph, employee identification card issued in the normal
20 course of business of the employer, a valid student identification card, a
21 valid Arkansas hunting license, or a valid United States military
22 identification card. If a voter is unable to provide this identification
23 the election official shall indicate on the precinct voter registration list
24 that the voter did not provide identification. Following each election, the
25 County Board of Election Commissioners may review the precinct voter
26 registration lists and may provide the information of the voters not providing
27 identification at the polls to the prosecuting attorney. The prosecuting
28 attorney may investigate possible voter fraud.

29 (b) A person not listed on the precinct voter registration list may
30 vote only in accordance with § 7-5-306."

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32 SECTION 2. All provisions of this act of a general and permanent nature
33 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
34 Revision Commission shall incorporate the same in the Code.

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36 SECTION 3. If any provision of this act or the application thereof to

1 any person or circumstance is held invalid, such invalidity shall not affect
2 other provisions or applications of the act which can be given effect without
3 the invalid provision or application, and to this end the provisions of this
4 act are declared to be severable.

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6 SECTION 4. All laws and parts of laws in conflict with this act are
7 hereby repealed.

8 /s/ Faris
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