

HCS HJR 89 -- ELECTIONS

SPONSOR: Dugger (Schoeller)

COMMITTEE ACTION: Voted "do pass" by the Committee on Elections by a vote of 7 to 3.

Upon voter approval, this proposed constitutional amendment authorizes the General Assembly to enact provisions which:

(1) Allow a qualified individual to vote in person in advance of election day at all elections. Advance voting may be permitted from the third Saturday before the election until the first Tuesday before the election excluding Sundays. The voting may be conducted at locations as necessary or desirable to balance reasonable access to advance voting; accountability, integrity, and security of the election; efficiency in the administration of the election; and appropriate and responsible uses of public funds and other resources. Certain restrictions on the release of voter identification information until after the regular election are specified. Advance voting cannot take place for any election held on or before January 1, 2014, in order to allow election authorities sufficient time to prepare. These provisions will not apply to absentee voting laws, and any law that conflicts with these provisions will not be valid or enforceable;

(2) Allow a person seeking to vote in person in a public election to be required to identify himself or herself and verify his or her qualifications as a citizen of the United States and a resident of Missouri by providing election officials with a form of identification which may include requiring a valid government-issued photo identification with certain exceptions; and

(3) Allow different requirements for absentee voting when the voter does not appear before the election authority.

If for any reason a portion, clause, or phrase of the resolution is held to be invalid or unconstitutional by a court of competent jurisdiction, the entire resolution will be invalid and of no further force or effect.

FISCAL NOTE: Estimated Net Effect on General Revenue Fund of an income of \$0 or a cost of More than \$7,000,000 in FY 2013, an income of \$0 to a cost of Unknown in FY 2014, and an income of \$0 to a cost of Unknown in FY 2015. No impact on Other State Funds in FY 2013, FY 2014, and FY 2015.

PROPOSERS: Supporters say that the bill allows voters to choose whether to have photo identification requirements to prevent

election fraud.

Testifying for the bill was Representative Schoeller.

OPPONENTS: Those who oppose the bill say that the courts have rejected this legislation on many occasions and that it undermines the fundamental right to vote. There is no real problem with voter fraud in Missouri.

Testifying against the bill were Office of the Secretary of State; ACLU of Eastern Missouri; Farilyn Hale, National Council of Jewish Women; Denise Lieberman; and Joy Lieberman.