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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1295 Session of  
2013

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INTRODUCED BY KORTZ, FABRIZIO, SCHLOSSBERG, NEILSON, LONGIETTI,  
KOTIK, MCGEEHAN, O'BRIEN, MULLERY, MCCARTER, YOUNGBLOOD,  
COHEN, BIZZARRO, DAVIDSON, D. COSTA, READSHAW, MUNDY,  
CARROLL, KAVULICH, BROWNLEE, V. BROWN, MAHONEY, SANTARSIERO,  
MURT, DEASY, DeLUCA, THOMAS, MATZIE, GIBBONS, GOODMAN, KINSEY  
AND PARKER, APRIL 30, 2013

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 30, 2013

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AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled  
2 "An act concerning elections, including general, municipal,  
3 special and primary elections, the nomination of candidates,  
4 primary and election expenses and election contests; creating  
5 and defining membership of county boards of elections;  
6 imposing duties upon the Secretary of the Commonwealth,  
7 courts, county boards of elections, county commissioners;  
8 imposing penalties for violation of the act, and codifying,  
9 revising and consolidating the laws relating thereto; and  
10 repealing certain acts and parts of acts relating to  
11 elections," further providing for proof of identification.

12 The General Assembly of the Commonwealth of Pennsylvania  
13 hereby enacts as follows:

14 Section 1. Section 102(z.5)(1) and (2) of the act of June 3,  
15 1937 (P.L.1333, No.320), known as the Pennsylvania Election  
16 Code, added March 14, 2012 (P.L.195, No.18), are amended to  
17 read:

18 Section 102. Definitions.--The following words, when used in  
19 this act, shall have the following meanings, unless otherwise  
20 clearly apparent from the context:

1 \* \* \*

2 (z.5) The words "proof of identification" shall mean:

3 (1) In the case of an elector who has a religious objection  
4 to being photographed, a valid-without-photo driver's license or  
5 a valid-without-photo identification card issued by the  
6 Department of Transportation.

7 (2) For an elector who appears to vote under section 1210, a  
8 document that:

9 (i) shows the name of the individual to whom the document  
10 was issued and the name substantially conforms to the name of  
11 the individual as it appears in the district register;

12 (ii) shows a photograph of the individual to whom the  
13 document was issued;

14 [(iii) includes an expiration date and is not expired,  
15 except:

16 (A) for a document issued by the Department of  
17 Transportation which is not more than twelve (12) months past  
18 the expiration date; or

19 (B) in the case of a document from an agency of the Armed  
20 forces of the United States or their reserve components,  
21 including the Pennsylvania National Guard, establishing that the  
22 elector is a current member of or a veteran of the United States  
23 Armed Forces or National Guard which does not designate a  
24 specific date on which the document expires, but includes a  
25 designation that the expiration date is indefinite; and

26 (iv) was issued by one of the following:

27 (A) The United States Government.

28 (B) The Commonwealth of Pennsylvania.

29 (C) A municipality of this Commonwealth to an employee of  
30 that municipality.

1 (D) An accredited Pennsylvania public or private institution  
2 of higher learning.

3 (E) A Pennsylvania care facility.]

4 (iii) includes an expiration date and is not expired,  
5 except:

6 (A) for a document issued by the Department of  
7 Transportation to a nonemployee which is not more than twelve  
8 (12) months past the expiration date;

9 (B) for any document issued by a Federal agency or an agency  
10 of the Commonwealth to an employee;

11 (C) for any document issued by a municipal agency of this  
12 Commonwealth to an employee of that municipality;

13 (D) for any document issued by an agency of the armed forces  
14 of the United States or their reserve components, including the  
15 Pennsylvania National Guard, establishing that the elector is a  
16 current member of or a veteran of the United States Armed Forces  
17 or National Guard; or

18 (E) in all other cases when a document contains a  
19 nonspecific or indefinite expiration date; and

20 (iv) was issued by one of the following:

21 (A) an accredited Pennsylvania public or private institution  
22 of higher learning; or

23 (B) a Pennsylvania care facility.

24 \* \* \*

25 Section 2. This act shall take effect immediately.