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HOUSE BILL 9

45TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2002

INTRODUCED BY

Joseph M. Thompson

AN ACT

RELATING TO ELECTIONS; REQUIRING VOTER IDENTIFICATION OR SWORN STATEMENT WHEN VOTING; PRESCRIBING PENALTIES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 1-12-10 NMSA 1978 (being Laws 1969, Chapter 240, Section 249, as amended) is amended to read:

"1-12-10. CONDUCT OF ELECTION--VOTER'S NAME, ADDRESS, SIGNATURE.--

A. When a voter presents himself at the polls to vote, he shall announce his name and address in an audible tone of voice. When an election judge finds the voter's name in the signature roster, he shall in like manner repeat the name of the voter. The election judge shall then ask the voter to present any one of the following forms of identification:

(1) a New Mexico voter registration card;

(2) a social security card;

(3) a valid New Mexico driver's license or any other identification card issued by an agency of the

underscored material = new
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1 state, one of its political subdivisions or the United States;

2 or

3 (4) any valid employee identification card
4 containing a photograph of the voter and issued by an employer
5 of the voter in the ordinary course of the employer's
6 business.

7 B. If a voter is entitled to vote, except that he
8 is unable to present one of the forms of identification listed
9 in Subsection A of this section, he shall be allowed to vote
10 only after he executes a statement swearing or affirming that
11 he is the named registered voter whom he claims to be. The
12 voter shall then sign his name or make his mark on the
13 signature line in the copy of the signature roster to be
14 returned to the county clerk. Upon the voter's name or mark
15 being written in the signature roster, a challenge may be
16 interposed as provided in the Election Code.

17 C. Knowingly executing a false statement
18 constitutes perjury as provided in Section 30-25-1 NMSA 1978,
19 and voting on the basis of a falsely executed statement
20 constitutes false voting as provided in Section 1-20-8 NMSA
21 1978."