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# NATIONAL ASSEMBLY

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FIRST SESSION

THIRTY-EIGHTH LEGISLATURE

Bill 43

**An Act to amend various electoral  
legislation with regard to the  
identification of electors**

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**Introduction**

**Introduced by  
Mr. Benoît Pelletier  
Minister responsible for the Reform of Democratic  
Institutions**

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## **EXPLANATORY NOTES**

*This bill amends three electoral Acts to ensure that electors show their faces to identify themselves before they vote.*

*In addition, the bill enables the chief electoral officer to issue authorizations, for reasons of physical health the chief electoral officer considers valid, to allow electors to identify themselves without showing their face.*

### **LEGISLATION AMENDED BY THIS BILL:**

- Act respecting elections and referendums in municipalities (R.S.Q., chapter E-2.2);
- Act respecting school elections (R.S.Q., chapter E-2.3);
- Election Act (R.S.Q., chapter E-3.3).

# Bill 43

## AN ACT TO AMEND VARIOUS ELECTORAL LEGISLATION WITH REGARD TO THE IDENTIFICATION OF ELECTORS

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

### ACT RESPECTING ELECTIONS AND REFERENDUMS IN MUNICIPALITIES

**1.** Section 213.2 of the Act respecting elections and referendums in municipalities (R.S.Q., chapter E-2.2) is amended

(1) by inserting “show his face and” before “meet” in subparagraph 3 of the first paragraph;

(2) by adding the following paragraph after the second paragraph:

“Despite subparagraph 3 of the first paragraph, the chief electoral officer may, for reasons of physical health the chief electoral officer considers valid, issue an authorization allowing an elector to be identified without showing his face.”

**2.** Section 215 of the Act is amended by replacing “shall produce as identification, notwithstanding any incompatible provision,” in the first and second lines of the third paragraph by “shall show his face and identify himself, notwithstanding any incompatible provision, by producing”.

### ACT RESPECTING SCHOOL ELECTIONS

**3.** Section 112.2 of the Act respecting school elections (R.S.Q., chapter E-2.3) is amended

(1) by inserting “show his face and” before “meet” in subparagraph 3 of the first paragraph;

(2) by adding the following paragraph after the second paragraph:

“Despite subparagraph 3 of the first paragraph, the chief electoral officer may, for reasons of physical health the chief electoral officer considers valid, issue an authorization allowing an elector to be identified without showing his face.”

**4.** Section 114 of the Act is amended by replacing “shall produce as identification, notwithstanding any incompatible provision,” in the first and second lines of the second paragraph by “shall show his face and identify himself, notwithstanding any incompatible provision, by producing”.

#### ELECTION ACT

**5.** Section 335.2 of the Election Act (R.S.Q., chapter E-3.3) is amended

(1) by inserting “show his face and” before “meet” in subparagraph 3 of the first paragraph;

(2) by adding the following paragraph after the second paragraph:

“Despite subparagraph 3 of the first paragraph, the chief electoral officer may, for reasons of physical health the chief electoral officer considers valid, issue an authorization allowing an elector to be identified without showing his face.”

**6.** Section 337 of the Act is amended by replacing “shall produce as identification, notwithstanding any incompatible provision,” in the first and second lines of the second paragraph by “shall show his face and identify himself, notwithstanding any incompatible provision, by producing”.

**7.** This Act comes into force on (*insert the date of assent to this Act*).