

FIRST REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 894
94TH GENERAL ASSEMBLY

Reported from the Committee on Elections March 6, 2007 with recommendation that House Committee Substitute for House Bill No. 894 Do Pass. Referred to the Committee on Rules pursuant to Rule 25(21)(f).

D. ADAM CRUMBLISS, Chief Clerk

2096L.02C

AN ACT

To repeal section 115.329, RSMo, and to enact in lieu thereof one new section relating to independent candidates.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 115.329, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 115.329, to read as follows:

115.329. 1. **Except as provided in subsection 2 of this section**, the secretary of state or any election authority shall not accept for filing any petition for the formation of a new party or for the nomination of an independent candidate which is submitted prior to 8:00 a.m. on the day immediately following the general election next preceding the general election for which the petition is submitted or which is submitted after 5:00 p.m. on the fifteenth Monday immediately preceding the general election for which the petition is submitted.

2. **For all elections held after January 1, 2008, any petition for the nomination of an independent candidate for placement on an official ballot in a general election shall be filed by the same deadline established for other candidates in subsection 5 of section 115.127, and all independent candidates shall file a declaration of candidacy for each primary election by the same deadline established for other candidates in subsection 1 of section 115.349.**

3. When a special election to fill a vacancy is called, neither the secretary of state nor any election authority shall accept for filing any petition for the formation of a new party or for the

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 15 nomination of an independent candidate which is submitted after 5:00 p.m. on the day which is
16 midway between the day the election is called and the election day.

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