

SECOND REGULAR SESSION

[PERFECTED]

HOUSE BILL NO. 1310

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HOSKINS.

Pre-filed December 3, 2007 and copies ordered printed.

Read 1st time January 9, 2008.

Read 2nd time January 10, 2008 and referred to the Committee on Elections January 10, 2008.

Re-referred to the Special Committee on Urban Education Reform January 14, 2008.

Reported from the Special Committee on Urban Education Reform January 28, 2008 with recommendation that the bill Do Pass by Consent. Referred to the Committee on Rules pursuant to Rule 25(21)(f).

Reported from the Committee on Rules January 30, 2008 with recommendation that the bill Do Pass by Consent with no time limit for debate.

Perfected by Consent February 7, 2008.

D. ADAM CRUMBLISS, Chief Clerk

3340L.01P

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Section A. Section 115.329, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 115.329, to read as follows.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

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.

7 **2. For all elections held after January 1, 2009, any petition for the nomination of**
8 **an independent candidate for placement on an official ballot in a general election shall be**
9 **filed by the same deadline established for other candidates in subsection 5 of section**
10 **115.127, and all independent candidates shall file a declaration of candidacy for each**
11 **primary election by the same deadline established for other candidates in subsection 1 of**
12 **section 115.349.**

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