

SECOND REGULAR SESSION

# HOUSE BILL NO. 2497

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE HOSKINS.

Read 1st time March 27, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

5260L.01I

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### AN ACT

To repeal section 115.247, RSMo, and to enact in lieu thereof one new section relating to ballots at polling places.

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

Section A. Section 115.247, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 115.247, to read as follows:

115.247. 1. Each election authority shall provide all ballots for every election within its jurisdiction. Ballots other than those printed by the election authority in accordance with sections 115.001 to 115.641 [and section 51.460, RSMo,] shall not be cast or counted at any election.

2. Whenever it appears that an error has occurred in any publication required by sections 115.001 to 115.641 [and section 51.460, RSMo,] or in the printing of any ballot, any circuit court may, upon the application of any voter, order the appropriate election authorities to correct the error or to show cause why the error should not be corrected.

3. For each election held in a county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants, the election authority may provide for each polling place in its jurisdiction fifty-five ballots for each fifty and fraction of fifty voters registered in the voting district at the time of the election. For each election, except a general election, held in any county other than a county with a charter form of government and with more than two hundred fifty thousand but fewer than three hundred fifty thousand inhabitants, the election authority shall provide for each polling place in its

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.

16 jurisdiction a number of ballots equal to at least one and one-third times the number of ballots  
17 cast in the voting district served by such polling place at the election held two years before at that  
18 polling place or at the polling place that served the voting district in the previous election. For  
19 each general election held in any county other than a county with a charter form of government  
20 and with more than two hundred fifty thousand but fewer than three hundred fifty thousand  
21 inhabitants, the election authority shall provide for each polling place in its jurisdiction a number  
22 of ballots equal to one and one-third times the number of ballots cast in the voting district served  
23 by such polling place or at the polling place that served the voting district in the general election  
24 held four years prior. When determining the number of ballots to provide for each polling place,  
25 the election authority shall consider any factors that would affect the turnout at such polling  
26 place. **The election authority may reduce the number of ballots required to be provided**  
27 **to each polling place by an amount equal to one hundred fifty ballots for each touch screen**  
28 **voting device actually deployed at each such polling place.** The election authority shall keep  
29 a record of the exact number of ballots delivered to each polling place. For purposes of this  
30 subsection, the election authority shall not be required to count registered voters designated as  
31 inactive pursuant to section 115.193.

32 4. After the polls have closed on every election day, the election judges shall return all  
33 unused ballots to the election authority with the other election supplies.

34 5. All ballots cast in public elections shall be printed and distributed at public expense,  
35 payable as provided in sections 115.061 to 115.077.

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