

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 90, Page 4, Section 115.007, Line 3, by
2 inserting after all of said Section and Line the following:

3
4 "115.017. There shall be a board of election commissioners:

5 (1) In each county which has or hereafter has over nine hundred thousand inhabitants;

6 (2) In each city not situated in a county;

7 (3) [In each city which has over three hundred thousand inhabitants on January 1, 1978, and
8 is situated in more than one county;

9 (4)] In each county of the first classification containing any part of a city which has over
10 three hundred thousand inhabitants; provided that the county commission of a county which
11 becomes a county of the first classification after December 31, 1998, may, prior to such date, adopt
12 an order retaining the county clerk as the election authority. The county may subsequently establish
13 a board of election commissioners as provided in subdivision [(5)] (4) of this section;

14 [(5)] (4) In each county of the first class which elects to have such a board through
15 procedures provided in section 115.019.

16 115.021. 1. [In each city which has over three hundred thousand inhabitants on January 1,
17 1978, and is situated in more than one county, the board of election commissioners for the city shall
18 have jurisdiction in that part of the city situated in the county containing the major portion of the
19 city.

20 2. In each county of the first class containing the major portion of a city which has over three
21 hundred thousand inhabitants, the board of election commissioners shall have jurisdiction in that part
22 of the county outside the city.

23 3.] In each city not situated in a county, the board of election commissioners shall have
24 jurisdiction throughout the city.

25 [4.] 2. In all other counties, the election authority shall have jurisdiction throughout the
26 county.

27 3. In each county with a charter form of government and with more than six hundred
28 thousand but fewer than seven hundred thousand inhabitants and the portion of a home rule city with
29 more than four hundred thousand inhabitants and located in more than one county, that is located in
30 such county with a charter form of government, the board of election commissioners shall have
31 jurisdiction throughout such area.
32

Action Taken _____ Date _____

1
2 115.027. 1. Each board of election commissioners shall be composed of four members,
3 appointed by the governor with the advice and consent of the senate. Two commissioners on each
4 board shall be members of one major political party, and two commissioners on each board shall be
5 members of the other major political party. In no case shall more than two commissioners on a board
6 be members of the same political party. When appointing commissioners, the governor shall
7 designate one commissioner on each board to be chairman of the board and one commissioner on
8 each board to be secretary of the board. The chairman and secretary of a board shall not be members
9 of the same political party.

10 2. In jurisdictions with boards of election commissioners as the election authority, the
11 governor may appoint to the board one representative from each established political party. The
12 representative shall not be a member of the board for purposes of subsection 1 of this section. The
13 state chair of each established political party shall submit a list of no more than four names from
14 which the governor shall select the representative for that party. The representative shall not have
15 voting status, and shall not be compensated, but shall be allowed to participate in discussions and be
16 informed of any meeting of the board.

17 3. Notwithstanding the provisions of subsection 1 of this section to the contrary, in each
18 county with a charter form of government and with more than six hundred thousand but fewer than
19 seven hundred thousand inhabitants and the portion of a home rule city with more than four hundred
20 thousand inhabitants and located in more than one county, that is located in such county with a
21 charter form of government, the board of election commissioners shall be composed of the
22 chairperson and vice chairperson of each of the following board of election commissioners holding
23 office at the time of the enactment of this subsection until such commissioners are appointed
24 pursuant to subsection 1 of section 115.029:

25 (1) The board of election commissioners that, at the time of the enactment of this subsection,
26 has jurisdiction in the part of a home rule city with more than four hundred thousand inhabitants and
27 located in more than one county that is situated in the county containing the major portion of the
28 city; and

29 (2) The board of election commissioners that, at the time of the enactment of this section,
30 has jurisdiction in the part of a county with a charter form of government and with more than six
31 hundred thousand but fewer than seven hundred thousand inhabitants that is located outside of the
32 city referenced in subdivision (1) of this subsection.

33 115.029. 1. In each county [of the first class containing the major portion of a city which has
34 more than three hundred thousand inhabitants] with a charter form of government and with more
35 than six hundred thousand but fewer than seven hundred thousand inhabitants and the portion of a
36 home rule city with more than four hundred thousand inhabitants and located in more than one
37 county, that is located in such county with a charter form of government, each election commissioner
38 shall be appointed [on April 21, 1982,] for a term of four years and until his successor is appointed,
39 confirmed and sworn. Successors shall be appointed in like manner for a term of four years and until
40 their successors are appointed, confirmed and sworn.

41 2. In each county containing a portion but not the major portion of a city which has more

than three hundred thousand inhabitants, each election commissioner shall be appointed on June 15, 1981, for a term of four years and until his successor is appointed, confirmed and sworn. Successors shall be appointed in like manner for a term of four years and until their successors are appointed, confirmed and sworn. The first two election commissioners appointed after May 10, 1994, shall be appointed for terms of two years and until their successors are appointed, confirmed and sworn. One of those appointed to a two-year term shall be a member of one major political party and one shall be a member of the other major political party.

The next two election commissioners appointed, and all successors, shall be appointed for terms of four years and until their successors are appointed, confirmed and sworn.

3. In all other cities and counties which have or hereafter have a board of election commissioners, each commissioner's term of office shall coincide with the term of the governor who appoints him and until the commissioner's successor is appointed, confirmed and sworn."; and

Further amend said bill, Section 115.300, Page 8, Line 8, by inserting after all of said Section and Line the following:

"115.353. All declarations of candidacy shall be filed as follows:

(1) For presidential elector, United States senator, representative in Congress, statewide office, circuit judge not subject to the provisions of article V, section 25 of the Missouri Constitution, state senator and state representative, in the office of the secretary of state;

(2) For all county offices which for the purpose of election procedures shall include associate circuit judges not subject to the provisions of article V, section 25 of the Missouri Constitution, in the office of the county election authority;

(3) For all county offices, in the office of the county election authority. In any county in which there [are two boards] is a board of election commissioners, the [county clerk] board of elections shall be deemed to be the election authority for purposes of this section."; and

Further amend said bill, Section 115.601, Page 15, Line 48, by inserting after all of said Section and Line the following:

"115.607. 1. No person shall be elected or shall serve as a member of a county committee who is not, for one year next before the person's election, both a registered voter of and a resident of the county and the committee district from which the person is elected if such district shall have been so long established, and if not, then of the district or districts from which the same shall have been taken. No person who is an employee of a county, with the exception of a person elected to public office in such county, or has any contractual relationship with such county shall be elected to, or serve on, the county committee of such county unless such election or commencement of service occurs on or before November 4, 2013. Except as provided in subsections 2, 3, 4, 5, and 6 of this section, the membership of a county committee of each established political party shall consist of a man and a woman elected from each township or ward in the county.

2. In each county of the first classification containing the major portion of a city which has

1 over three hundred thousand inhabitants, two members of the committee, a man and a woman, shall
2 be elected from each ward in the city. Any township entirely contained in the city shall have no
3 additional representation on the county committee. The election authority for the county shall, not
4 later than six months after the decennial census has been reported to the President of the United
5 States, divide the most populous township outside the city into eight subdistricts of contiguous and
6 compact territory and as nearly equal in population as practicable. The subdistricts shall be
7 numbered from one upward consecutively, which numbers shall, insofar as practicable, be retained
8 upon reapportionment. Two members of the county committee, a man and a woman, shall be elected
9 from each such subdistrict. Six members of the committee, three men and three women, shall be
10 elected from the second and third most populous townships outside the city. Four members of the
11 committee, two men and two women, shall be elected from the other townships outside the city.

12 3. In any city which has over three hundred thousand inhabitants, the major portion of which
13 is located in a county with a charter form of government, for the portion of the city located within
14 such county and notwithstanding section 82.110, it shall be the duty of the election authority, not
15 later than six months after the decennial census has been reported to the President of the United
16 States, to divide such cities into not less than twenty-four nor more than twenty-five wards after each
17 decennial census. Wards shall be so divided that the number of inhabitants in any ward shall not
18 exceed any other ward of the city and within the same county, by more than five percent, measured
19 by the number of the inhabitants determined at the preceding decennial census.

20 4. In each county of the first classification containing a portion, but not the major portion, of
21 a city which has over three hundred thousand inhabitants, ten members of the committee, five men
22 and five women, shall be elected from the district of each state representative wholly contained in the
23 county in the following manner: within six months after each legislative reapportionment, the
24 election authority shall divide each legislative district wholly contained in the county into five
25 committee districts of contiguous territory as compact and as nearly equal in population as may be;
26 two members of the committee, a man and a woman, shall be elected from each committee district.
27 The election authority shall divide the area of the county located within legislative districts not
28 wholly contained in the county into similar committee districts; two members of the committee, a
29 man and a woman, shall be elected from each committee district.

30 5. In each city not situated in a county, two members of the committee, a man and a woman,
31 shall be elected from each ward.

32 6. In all counties with a charter form of government and a population of over nine hundred
33 thousand inhabitants, the county committee persons shall be elected from each township. Within
34 ninety days after August 28, 2002, and within six months after each decennial census has been
35 reported to the President of the United States, the election authority shall divide the county into
36 twenty-eight compact and contiguous townships containing populations as nearly equal in population
37 to each other as is practical.

38 7. If any election authority has failed to adopt a reapportionment plan by the deadline set
39 forth in this section, the county commission, sitting as a reapportionment commission, shall within
40 sixty days after the deadline, adopt a reapportionment plan. Changes of township, ward, or precinct
41 lines shall not affect the terms of office of incumbent party committee members elected from

1 districts as constituted at the time of their election."; and

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3 Further amend said bill by amending the title, enacting clause, and intersectional references
4 accordingly.