

FIRST REGULAR SESSION

HOUSE BILL NO. 126

97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SOMMER.

0681L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 115.369, RSMo, and to enact in lieu thereof one new section relating to nominations of candidates for special elections.

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

Section A. Section 115.369, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 115.369, to read as follows:

115.369. 1. Upon notification of a vacancy authorized to be filled by a nominating committee pursuant to section 115.363, the secretary of state or the election authority shall, not later than twenty-four hours after receiving such notification, notify the chair of the appropriate nominating committee. If it is impossible to notify the chair of the nominating committee, the secretary of state or the election authority shall notify the vice chair of the appropriate nominating committee. If it is impossible to notify the vice chair, the secretary of state or the election authority shall notify any member of the nominating committee or the chair of the county committee.

2. **Except as provided in subsection 3 of this section**, the chair of the nominating committee shall, as soon as possible, but in no case later than two weeks after being notified of the vacancy, call a meeting of the nominating committee for the purpose of selecting a candidate to fill the vacancy. The meeting shall be called at a place located in the area the candidate is to represent. If the chair does not call a meeting within the time specified, any member of the nominating committee may do so. The person calling the meeting shall notify each member of the nominating committee of the time and place of the meeting.

3. (1) **For any vacancy to be filled by a nominating committee under subsection 5 of section 115.363, the chair of the nominating committee shall call and conduct a meeting**

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.

18 of the nominating committee for the purpose of selecting a candidate to fill the vacancy
19 within the two-week period immediately following notification of the vacancy, and shall
20 notify each member of the nominating committee of the time and place of the meeting. If
21 the chair does not call and conduct the meeting in a timely manner that will allow the
22 candidate to be selected within the two-week period as required by this subsection, any
23 member of the nominating committee may call a meeting to ensure that a candidate is
24 selected within the two-week period. The candidate shall be selected at the meeting called
25 and conducted under this subsection.

26 (2) The meeting shall be held at a place located in the area the candidate is to
27 represent, and the nominating committee shall publish notice of the meeting in any
28 newspaper of general circulation within such area.

29 (3) The results of any final vote taken for any selection of a candidate conducted
30 under this subsection shall be notarized and included in the certification required by
31 section 115.377.

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