

HOUSE

AMENDMENT NO. ____

Offered by

of

AMEND Senate Committee Substitute for Senate Bill No. 892, Page 1, In the Title, Lines 2 and 3, by deleting all of said lines and inserting in lieu thereof the following:

"To repeal sections 115.123 and 115.755, RSMo, and sections 115.277 and 115.283 as enacted by house committee substitute for senate substitute for senate committee substitute for senate bill no. 116, ninety-seventh general assembly, first regular session, and to enact in lieu thereof four new sections relating to voting, with an emergency clause for certain sections."; and

Further amend said bill, Page 1, Section A, Lines 1 and 2, by deleting all of said lines and inserting in lieu thereof the following:

"Section A. Sections 115.123 and 115.755, RSMo, and sections 115.277 and 115.283 as enacted by house committee substitute for senate substitute for senate committee substitute for senate bill no. 116, ninety-seventh general assembly, first regular session, are repealed and four new sections enacted in lieu thereof, to be known as sections 115.123, 115.277, 115.283, and 115.755, to"; and

Further amend said bill, Page 2, Section 115.123, Line 28, by inserting after all of said line the following:

"115.277. 1. Except as provided in subsections 2, 3, 4, and 5 of this section, any registered voter of this state may vote by absentee ballot for all candidates and issues for which such voter would be eligible to vote at the polling place if such voter expects to be prevented from going to the polls to vote on

Action Taken _____ Date _____

1 election day due to:

2 (1) Absence on election day from the jurisdiction of the
3 election authority in which such voter is registered to vote;

4 (2) Incapacity or confinement due to illness or physical
5 disability, including a person who is primarily responsible for
6 the physical care of a person who is incapacitated or confined
7 due to illness or disability;

8 (3) Religious belief or practice;

9 (4) Employment as an election authority, as a member of an
10 election authority, or by an election authority at a location
11 other than such voter's polling place;

12 (5) Incarceration, provided all qualifications for voting
13 are retained;

14 (6) Certified participation in the address confidentiality
15 program established under sections 589.660 to 589.681 because of
16 safety concerns.

17 2. Any person in federal service, as defined in section
18 115.275, who is eligible to register and vote in this state but
19 is not registered may vote only in the election of presidential
20 and vice presidential electors, United States senator and
21 representative in Congress even though the person is not
22 registered. Each person in federal service may vote by absentee
23 ballot or, upon submitting an affidavit that the person is
24 qualified to vote in the election, may vote at the person's
25 polling place.

26 3. Any interstate former resident, as defined in section
27 115.275, may vote by absentee ballot for presidential and vice
28 presidential electors.

29 4. Any intrastate new resident, as defined in section
30 115.275, may vote by absentee ballot at the election for
31 presidential and vice presidential electors, United States
32 senator, representative in Congress, statewide elected officials
33 and statewide questions, propositions and amendments from such
34 resident's new jurisdiction of residence after registering to
35 vote in such resident's new jurisdiction of residence.

36 5. Any new resident, as defined in section 115.275, may
37 vote by absentee ballot for presidential and vice presidential

1 electors after registering to vote in such resident's new
2 jurisdiction of residence.

3 115.283. 1. Each ballot envelope shall bear a statement on
4 which the voter shall state the voter's name, the voter's voting
5 address, the voter's mailing address and the voter's reason for
6 voting an absentee ballot. On the form, the voter shall also
7 state under penalties of perjury that the voter is qualified to
8 vote in the election, that the voter has not previously voted and
9 will not vote again in the election, that the voter has
10 personally marked the voter's ballot in secret or supervised the
11 marking of the voter's ballot if the voter is unable to mark it,
12 that the ballot has been placed in the ballot envelope and sealed
13 by the voter or under the voter's supervision if the voter is
14 unable to seal it, and that all information contained in the
15 statement is true. In addition, any person providing assistance
16 to the absentee voter shall include a statement on the envelope
17 identifying the person providing assistance under penalties of
18 perjury. Persons authorized to vote only for federal and
19 statewide officers shall also state their former Missouri
20 residence.

21 2. The statement for persons voting absentee ballots who
22 are registered voters shall be in substantially the following
23 form:

24
25 State of Missouri

26 County (City) of
27

28 I, (print name), a registered voter of
29 County (City of St. Louis, Kansas City), declare
30 under the penalties of perjury that I expect to be prevented from
31 going to the polls on election day due to (check one):

32 absence on election day from the jurisdiction of the
33 election authority in which I am registered;

34 incapacity or confinement due to illness or physical
35 disability, including caring for a person who is incapacitated or
36 confined due to illness or disability;

37 religious belief or practice;

..... employment as an election authority or by an election authority at a location other than my polling place;
..... incarceration, although I have retained all the necessary qualifications for voting
..... certified participation in the address confidentiality program established under sections 589.660 to 589.681 because of safety concerns.

I hereby state under penalties of perjury that I am qualified to vote at this election; I have not voted and will not vote other than by this ballot at this election. I further state that I marked the enclosed ballot in secret or that I am blind, unable to read or write English, or physically incapable of marking the ballot, and the person of my choosing indicated below marked the ballot at my direction; all of the information on this statement is, to the best of my knowledge and belief, true.

.....
Signature of Voter	Signature of Person Assisting Voter (if applicable)
Signed	Subscribed and sworn to
Signed	before me this day
Address of Voter	of,
.....
.....
Mailing addresses (if different)	Signature of notary or other officer authorized to administer oaths

3. The statement for persons voting absentee ballots pursuant to the provisions of subsection 2, 3, 4, or 5 of section 115.277 without being registered shall be in substantially the following form:

State of Missouri
County (City) of

1 I, (print name), declare under the
2 penalties of perjury that I am a citizen of the United States and
3 eighteen years of age or older. I am not adjudged incapacitated
4 by any court of law, and if I have been convicted of a felony or
5 of a misdemeanor connected with the right of suffrage, I have had
6 the voting disabilities resulting from such conviction removed
7 pursuant to law. I hereby state under penalties of perjury that
8 I am qualified to vote at this election.

9 I am (check one):

10 a resident of the state of Missouri and a registered voter
11 in County and moved from that county to
12 County, Missouri, after the last day to
13 register to vote in this election.

14 an interstate former resident of Missouri
15 and authorized to vote for presidential and vice presidential
16 electors.

17
18 I further state under penalties of perjury that I have not voted
19 and will not vote other than by this ballot at this election; I
20 marked the enclosed ballot in secret or am blind, unable to read
21 or write English, or physically incapable of marking the ballot,
22 and the person of my choosing indicated below marked the ballot
23 at my direction; all of the information on this statement is, to
24 the best of my knowledge and belief, true.

25
26 Subscribed to and sworn
27 Signature of Voter before me this day
28 of,

29
30
31 Address of Voter Signature of notary or
32 other officer authorized
33 to administer oaths

34
35 Mailing Address (if different).....
36
37
.....

Signature of Person Address of Last
Assisting Voter Missouri Residence
(if applicable)

4. The statement for persons voting absentee ballots who are entitled to vote at the election pursuant to the provisions of subsection 2 of section 115.137 shall be in substantially the following form:

State of Missouri
County (City) of

I, (print name), declare under the penalties of perjury that I expect to be prevented from going to the polls on election day due to (check one):

..... absence on election day from the jurisdiction of the election authority in which I am directed to vote;

..... incapacity or confinement due to illness or physical disability, including caring for a person who is incapacitated or confined due to illness or disability;

..... religious belief or practice;

..... employment as an election authority or by an election authority at a location other than my polling place;

..... incarceration, although I have retained all the necessary qualifications of voting;

..... certified participation in the address confidentiality program established under sections 589.660 to 589.681 because of safety concerns.

I hereby state under penalties of perjury that I own property in the district and am qualified to vote at this election; I have not voted and will not vote other than by this ballot at this election. I further state that I marked the enclosed ballot in secret or that I am blind, unable to read and write English, or physically incapable of marking the ballot, and the person of my choosing indicated below marked the ballot at my direction; all of the information on this statement is, to the best of my knowledge and belief, true.

1 Subscribed and sworn
 2 Signature of Voter to before me this
 3 day of,
 4
 5
 6 Address Signature of notary or
 7 other officer authorized
 8 to administer oaths
 9
 10 Signature of Person
 11 Assisting Voter
 12 (if applicable)
 13 5. The statement for persons providing assistance to
 14 absentee voters shall be in substantially the following form:
 15 The voter needed assistance in marking the ballot and signing
 16 above, because of blindness, other physical disability, or
 17 inability to read or to read English. I marked the ballot
 18 enclosed in this envelope at the voter's direction, when I was
 19 alone with the voter, and I had no other communication with the
 20 voter as to how he or she was to vote. The voter swore or
 21 affirmed the voter affidavit above and I then signed the voter's
 22 name and completed the other voter information above. Signed
 23 under the penalties of perjury.
 24
 25 Reason why voter needed assistance:
 26 ASSISTING PERSON SIGN HERE
 27 1. (signature of assisting person)
 28 2. (assisting person's name printed)
 29 3. (assisting person's residence)
 30 4. (assisting person's home city or town).
 31 6. Notwithstanding any other provision of this section, any
 32 covered voter as defined in section 115.902 or persons who have
 33 declared themselves to be permanently disabled pursuant to
 34 section 115.284, otherwise entitled to vote, shall not be
 35 required to obtain a notary seal or signature on his or her
 36 absentee ballot.
 37 7. Notwithstanding any other provision of this section or

1 section 115.291 to the contrary, the subscription, signature and
2 seal of a notary or other officer authorized to administer oaths
3 shall not be required on any ballot, ballot envelope, or
4 statement required by this section if the reason for the voter
5 voting absentee is due to the reasons established pursuant to
6 subdivision (2) of subsection 1 of section 115.277.

7 8. No notary shall charge or collect a fee for notarizing
8 the signature on any absentee ballot or absentee voter
9 registration.

10 9. A notary public who charges more than the maximum fee
11 specified or who charges or collects a fee for notarizing the
12 signature on any absentee ballot or absentee voter registration
13 is guilty of official misconduct."; and
14

15 Further amend said bill, Page 2, Section 115.755, Line 3, by
16 inserting after all of said line the following:

17 "Section B. Because immediate action is necessary to allow
18 sections 115.277 and 115.283 of this act to apply to election
19 procedures before August 28, 2014, in order to protect the
20 security needs of victims of domestic violence, rape, sexual
21 assault, or stalking, sections 115.277 and 115.283 of this act
22 are deemed necessary for the immediate preservation of the public
23 health, welfare, peace, and safety, and are hereby declared to be
24 an emergency act within the meaning of the constitution, and
25 sections 115.277 and 115.283 of this act shall be in full force
26 and effect upon July 1, 2014, or upon their passage and approval,
27 whichever first occurs."; and
28

29 Further amend said title, enacting clause and intersectional
30 references accordingly.