

SECOND REGULAR SESSION

[CORRECTED]

HOUSE COMMITTEE SUBSTITUTE FOR

HOUSE JOINT RESOLUTION NO. 131

101ST GENERAL ASSEMBLY

5608H.03C

DANA RADEMAN MILLER, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing Sections 2 and 3 of Article VIII of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to elections.

Be it resolved by the House of Representatives, the Senate concurring therein:

That at the next general election to be held in the state of Missouri, on Tuesday next
2 following the first Monday in November, 2022, or at a special election to be called by the
3 governor for that purpose, there is hereby submitted to the qualified voters of this state, for
4 adoption or rejection, the following amendment to Article VIII of the Constitution of the state
5 of Missouri:

Section A. Sections 2 and 3, Article VIII, Constitution of Missouri, are repealed and
2 four new sections adopted in lieu thereof, to be known as Sections 2, 3, 24, and 25, to read as
3 follows:

Section 2. ~~[A]~~ **Only** citizens of the United States, including occupants of soldiers'
2 and sailors' homes, over the age of eighteen who are residents of this state and of the political
3 subdivision in which they offer to vote are entitled to vote at all elections by the people, if the
4 election is one for which registration is required if they are registered within the time
5 prescribed by law, or if the election is one for which registration is not required, if they have
6 been residents of the political subdivision in which they offer to vote for thirty days next
7 preceding the election for which they offer to vote: Provided however, no person who has a
8 guardian of his or her estate or person by reason of mental incapacity, appointed by a court of
9 competent jurisdiction and no person who is involuntarily confined in a mental institution
10 pursuant to an adjudication of a court of competent jurisdiction shall be entitled to vote, and

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.

11 persons convicted of felony, or crime connected with the exercise of the right of suffrage may
12 be excluded by law from voting.

Section 3. All elections by the people shall be by **paper** ballot or by any mechanical
2 method prescribed by law. **Voters shall have only a single vote for each office or issue on**
3 **which such voter is eligible to vote.** All election officers shall be sworn or affirmed not to
4 disclose how any voter voted; provided, that in cases of contested elections, grand jury
5 investigations and in the trial of all civil or criminal cases in which the violation of any law
6 relating to elections, including nominating elections, is under investigation or at issue, such
7 officers may be required to testify and the ballots cast may be opened, examined, counted,
8 and received as evidence.

Section 24. **The person receiving the greatest number of votes at a primary**
2 **election as a party candidate for an office shall be the only candidate for that party for**
3 **the office at the general election.**

Section 25. 1. **Every voting machine used to conduct an election in the state of**
2 **Missouri shall be tested and certified as secure prior to each election in which the**
3 **machine will be used. Such testing and certification shall meet all federal standards.**

4 2. **Every voting machine used to conduct an election in the state of Missouri shall**
5 **produce an individual, permanent paper record for each vote cast, which shall be made**
6 **available for inspection and verification by the voter at the time the vote is cast. Such**
7 **individual, permanent paper record shall be preserved for use in any election audit.**

Section B. Pursuant to chapter 116, and other applicable constitutional provisions and
2 laws of this state allowing the general assembly to adopt ballot language for the submission of
3 this joint resolution to the voters of this state, the official summary statement of this
4 resolution shall be as follows:

5

6 "Shall the Missouri Constitution be amended to:

- 7 • Allow only citizens of the United States to vote;
8 • Allow voters to have a single vote per office or issue;
9 • Require the plurality winner of a political party primary to be the single candidate
10 for the requisite office at a general election; and
11 • Require paper vote records and voting machine tests?"

✓