

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 222, Page 8, Section
2 89.380, Line 25, by inserting after all of said section and line the following:

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4 "115.127. 1. Except as provided in subsection 4 of this section, upon receipt of notice of a
5 special election to fill a vacancy submitted pursuant to subsection 2 of section 115.125, the election
6 authority shall cause legal notice of the special election to be published in a newspaper of general
7 circulation in its jurisdiction. The notice shall include the name of the officer or agency calling the
8 election, the date and time of the election, the name of the office to be filled and the date by which
9 candidates must be selected or filed for the office. Within one week prior to each special election to
10 fill a vacancy held in its jurisdiction, the election authority shall cause legal notice of the election to
11 be published in two newspapers of different political faith and general circulation in the jurisdiction.
12 The legal notice shall include the date and time of the election, the name of the officer or agency
13 calling the election and a sample ballot. If there is only one newspaper of general circulation in the
14 jurisdiction, the notice shall be published in the newspaper within one week prior to the election. If
15 there are two or more newspapers of general circulation in the jurisdiction, but no two of opposite
16 political faith, the notice shall be published in any two of the newspapers within one week prior to
17 the election.

18 2. Except as provided in subsections 1 and 4 of this section and in sections 115.521, 115.549
19 and 115.593, the election authority shall cause legal notice of each election held in its jurisdiction to
20 be published. The notice shall be published in two newspapers of different political faith and
21 qualified pursuant to chapter 493 which are published within the bounds of the area holding the
22 election. If there is only one so-qualified newspaper, then notice shall be published in only one
23 newspaper. If there is no newspaper published within the bounds of the election area, then the
24 notice shall be published in two qualified newspapers of different political faith serving the area.
25 Notice shall be published twice, the first publication occurring in the second week prior to the
26 election, and the second publication occurring within one week prior to the election. Each such
27 legal notice shall include the date and time of the election, the name of the officer or agency calling
28 the election and a sample ballot; and, unless notice has been given as provided by section 115.129,
29 the second publication of notice of the election shall include the location of polling places. The
30 election authority may provide any additional notice of the election it deems desirable.

Action Taken _____ Date _____

1 3. The election authority shall print the official ballot as the same appears on the sample
 2 ballot, and no candidate's name or ballot issue which appears on the sample ballot or official printed
 3 ballot shall be stricken or removed from the ballot except on death of a candidate or by court order,
 4 but in no event shall a candidate or issue be stricken or removed from the ballot less than eight
 5 weeks before the date of the election.

6 4. In lieu of causing legal notice to be published in accordance with any of the provisions of
 7 this chapter, the election authority in jurisdictions which have less than seven hundred fifty
 8 registered voters and in which no newspaper qualified pursuant to chapter 493 is published, may
 9 cause legal notice to be mailed during the second week prior to the election, by first class mail, to
 10 each registered voter at the voter's voting address. All such legal notices shall include the date and
 11 time of the election, the location of the polling place, the name of the officer or agency calling the
 12 election and a sample ballot.

13 5. If the opening date for filing a declaration of candidacy for any office in a political
 14 subdivision or special district is not required by law or charter, the opening filing date shall be 8:00
 15 a.m., the ~~[seventeenth]~~ sixteenth Tuesday prior to the election. If the closing date for filing a
 16 declaration of candidacy for any office in a political subdivision or special district is not required by
 17 law or charter, the closing filing date shall be 5:00 p.m., the ~~[fourteenth]~~ thirteenth Tuesday prior to
 18 the election or, if the thirteenth Tuesday prior to the election is a state or federal holiday, the closing
 19 filing date shall be 5:00 p.m., on the next day that is not a state or federal holiday. The political
 20 subdivision or special district calling an election shall, before the ~~[seventeenth]~~ sixteenth Tuesday,
 21 prior to any election at which offices are to be filled, notify the general public of the opening filing
 22 date, the office or offices to be filled, the proper place for filing and the closing filing date of the
 23 election. Such notification may be accomplished by legal notice published in at least one newspaper
 24 of general circulation in the political subdivision or special district.

25 6. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for
 26 the printing or reprinting of ballots or if the candidate agrees to pay any printing or reprinting costs,
 27 a candidate who has filed for an office or who has been duly nominated for an office may, at any
 28 time after the certification of the notice of election required in subsection 1 of section 115.125 but
 29 no later than 5:00 p.m. on the eighth Tuesday before the election, withdraw as a candidate pursuant
 30 to a court order, which, except for good cause shown by the election authority in opposition thereto,
 31 shall be freely given upon application by the candidate to the circuit court of the area of such
 32 candidate's residence."; and
 33

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