

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 2206, Page 18, Section 105.145, Line 73,
2 by inserting after all of said line the following:

3
4 "115.125. 1. Not later than 5:00 p.m. on the tenth Tuesday prior to any election, except a
5 special election to decide an election contest, tie vote or an election to elect seven members to serve
6 on a school board of a district pursuant to section 162.241, or a delay in notification pursuant to
7 subsection 3 of this section, or pursuant to the provisions of section 115.399, the officer or agency
8 calling the election shall notify the election authorities responsible for conducting the election. The
9 notice shall be in writing, shall specify the name of the officer or agency calling the election and
10 shall include a certified copy of the legal notice to be published pursuant to subsection 2 of section
11 115.127. The notice and any other information required by this section may, with the prior
12 notification to the election authority receiving the notice, be accepted by email or facsimile
13 transmission prior to 5:00 p.m. on the tenth Tuesday prior to the election, provided that the original
14 copy of the notice and a certified copy of the legal notice to be published shall be received in the
15 office of the election authority within three business days from the date of the facsimile
16 transmission.

17 2. In lieu of a certified copy of the legal notice to be published pursuant to subsection 2 of
18 section 115.127, each notice of a special election to fill a vacancy shall include the name of the
19 office to be filled, the date of the election and the date by which candidates must be selected or filed
20 for the office. Not later than the sixth Tuesday prior to any special election to fill a vacancy called
21 by a political subdivision or special district, the officer or agency calling the election shall certify a
22 sample ballot to the election authorities responsible for conducting the election.

23 3. Except as provided for in sections 115.247 and 115.359, if there is no additional cost for
24 the printing or reprinting of ballots or if the political subdivision or special district calling for the
25 election agrees to pay any printing or reprinting costs, a political subdivision or special district may,
26 at any time after certification of the notice of election required in subsection 1 of this section, but no
27 later than 5:00 p.m. on the eighth Tuesday before the election, be permitted to make late notification
28 to the election authority pursuant to court order, which, except for good cause shown by the election
29 authority in opposition thereto, shall be freely given upon application by the political subdivision or
30 special district to the circuit court of the area of such subdivision or district. No court shall have the

Action Taken _____ Date _____

1 authority to order an individual or issue be placed on the ballot less than eight weeks before the date
2 of the election."; and

3
4 Further amend said bill, Page 19, Section 115.127, Line 47, by deleting all of said line and inserting
5 in lieu thereof the following:

6
7 "thirteenth Tuesday prior to the election, or if the thirteenth Tuesday prior to the election is"; and

8
9 Further amend said bill, page, and section, Line 62, by inserting after all of said section and line the
10 following:

11
12 "115.240. The election authority for any political subdivision or special district shall label
13 ballot measures relating to taxation that are submitted by such political subdivision or special
14 district to a vote of the people numerically or alphabetically in the order in which they are
15 submitted. No such ballot measure shall be labeled in a descriptive manner aside from its numerical
16 or alphabetical designation. Election authorities may coordinate with each other, or with the
17 secretary of state, to maintain a database or other record to facilitate numerical or alphabetical
18 assignment.

19 115.277. 1. A registered voter of this state may cast an absentee ballot in person at a
20 location designated by the election authority for all candidates and issues for which such voter is
21 eligible to vote at the polling place if such voter expects to be prevented from going to the polls to
22 vote on election day due to one of the reasons listed in subsection 3 of this section. A registered
23 voter casting a ballot under the provisions of this subsection shall provide a form of personal photo
24 identification that is consistent with subsection 1 of section 115.427. Beginning on the second
25 Tuesday prior to an election, a reason listed under subsection 3 of this section shall not be required,
26 provided that, the provisions of section 1.140 to the contrary notwithstanding, this sentence and
27 section 115.427 shall be nonseverable, and if any provision of section 115.427 is for any reason held
28 to be invalid, such decision shall invalidate this sentence.

29 2. Except as provided in subsections 4, 5, and 6 of this section, a registered voter of this
30 state may cast an absentee ballot not in person at a location designated by the election authority for
31 all candidates and issues for which such voter would be eligible to vote at the polling place if such
32 voter expects to be prevented from going to the polls to vote on election day due to one of the
33 reasons listed in subsection 3 of this section. An absentee ballot that is not requested and completed
34 in person at the office of the election authority with a form of personal photo identification that is
35 consistent with subsection 1 of section 115.427 shall have the statement on the ballot envelope
36 notarized as required under section 115.283, except that absentee ballots requested under
37 subdivisions (2) and (5) of subsection 3 of this section shall not require notarization. This
38 subsection shall apply only in the case of absentee ballots that are not cast in person.

39 3. A voter may request an absentee ballot for any of the following reasons:

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

3 (2) Incapacity or confinement due to illness or physical disability on election day, including
4 a person who is primarily responsible for the physical care of a person who is incapacitated or
5 confined due to illness or disability and resides at the same address;

6 (3) Religious belief or practice;

7 (4) Employment as:

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

10 (b) A first responder;

11 (c) A health care worker; or

12 (d) A member of law enforcement;

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

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

16 4. Any covered voter who is eligible to register and vote in this state may vote in any
17 election for federal office, statewide office, state legislative office, or statewide ballot initiatives by
18 submitting a federal postcard application to apply to vote by absentee ballot or by submitting a
19 federal postcard application at the ~~[polling place]~~ office of the election authority on election day
20 even though the person is not registered. A federal postcard application submitted by a covered
21 voter pursuant to this subsection shall also serve as a voter registration application under section
22 115.908 and the election authority shall, if satisfied that the applicant is entitled to register, place the
23 voter's name on the voter registration file. Each covered voter may vote by absentee ballot or, upon
24 submitting an affidavit that the person is qualified to vote in the election, may vote at the person's
25 polling place.

26 5. Any interstate former resident may vote by absentee ballot or at the office of the election
27 authority on election day for presidential and vice presidential electors.

28 6. Any new resident may vote by absentee ballot or at the office of the election authority on
29 election day for presidential and vice presidential electors after registering to vote in such resident's
30 new jurisdiction of residence.

31 115.284. 1. There is hereby established an absentee voting process to assist persons with
32 permanent disabilities in the exercise of their voting rights.

33 2. The local election authority shall send an application to participate in the absentee voting
34 process set out in this section to any registered voter residing within the election authority's
35 jurisdiction upon request.

36 3. Upon receipt of a properly completed application, the election authority shall enter the
37 voter's name on a list of voters qualified to participate as absentee voters pursuant to this section.

38 4. The application to participate in the absentee voting process shall be in substantially the
39 following form:

State of _____

County (City) of _____

I, _____ (print applicant's name), declare that I am a resident and registered voter of _____ County, Missouri, and am permanently disabled. I hereby request that my name be placed on the election authority's list of voters qualified to participate as absentee voters pursuant to section 115.284, and that I be delivered an absentee ballot application for each election in which I am eligible to vote.

Signature of Voter

Voter's Address

1 5. Not earlier than ten weeks before an election but prior to the fourth Tuesday prior to an
2 election, the election authority shall deliver to each voter qualified to participate as absentee voters
3 pursuant to this section an absentee ballot application if the voter is eligible to vote in that election.
4 If the voter returns the absentee request application to the election authority not later than 5:00 p.m.
5 on the second Wednesday before an election and has retained the necessary qualifications to vote,
6 the election authority shall provide the voter with an absentee ballot pursuant to this chapter.

7 6. The election authority shall remove from the list of voters qualified to participate as
8 absentee voters pursuant to this section any voter who:

9 (1) Asks to be removed from the list;

10 (2) Dies;

11 (3) Becomes disqualified from voting pursuant to this chapter; or

12 (4) No longer resides at the address of his or her voter registration.

13 7. All lists of applications under this section shall be kept confidential. Such lists of
14 applications shall not be posted or displayed in an area open to the general public nor shall such lists
15 of applications be shown to any unauthorized person.

16 115.295. 1. As each absentee ballot is received by the election authority, the election
17 authority shall indicate its receipt on the list.

18 2. If the statements on any ballot envelope have not been completed, the absentee ballot in
19 the envelope shall be rejected.

20 3. The election authority shall compare the signature on the ballot envelope with the
21 signature of the voter on the voter's registration record. If the signature is inconsistent with the
22 voter's signature on the voter's registration record, the envelope shall be rejected.

23 4. All ballot envelopes received by the election authority shall be kept together in a safe
24 place and shall not be opened except as provided in this subchapter.

1 115.430. 1. This section shall apply to [~~primary and general elections where candidates for~~
2 ~~federal or statewide offices are nominated or elected and any election where statewide issue or~~
3 ~~issues are submitted to the voters]~~ any public election.

4 2. (1) A voter claiming to be properly registered in the jurisdiction of the election authority
5 and eligible to vote in an election, but whose eligibility at that precinct cannot be immediately
6 established upon examination of the precinct register, shall be entitled to vote a provisional ballot
7 after providing a form of personal identification required pursuant to section 115.427 or upon
8 executing an affidavit under section 115.427, or may vote at a central polling place as established in
9 section 115.115 where the voter may vote his or her appropriate ballot for his or her precinct of
10 residence upon verification of eligibility or vote a provisional ballot if eligibility cannot be
11 determined. The provisional ballot provided to a voter under this section shall be the ballot
12 provided to a resident of the voter's precinct determined by reference to the affidavit provided for in
13 this section. If the voter declares that the voter is eligible to vote and the election authority
14 determines that the voter is eligible to vote at another polling place, the voter shall be directed to the
15 correct polling place or a central polling place as established by the election authority pursuant to
16 subsection 5 of section 115.115. If the voter refuses to go to the correct polling place or a central
17 polling place, the voter shall be permitted to vote a provisional ballot at the incorrect polling place,
18 but such ballot shall not be counted if the voter was not eligible to vote at that polling place.

19 (2) The following steps shall be taken to establish a voter's eligibility to vote at a polling
20 place:

21 (a) The election judge shall examine the precinct register as provided in section 115.425. If
22 the voter is registered and eligible to vote at the polling place, the voter shall receive a regular
23 ballot;

24 (b) If the voter's eligibility cannot be immediately established by examining the precinct
25 register, the election judge shall contact the election authority. If the election authority cannot
26 immediately establish that the voter is registered and eligible to vote at the polling place upon
27 examination of the Missouri voter registration system, or if the election judge is unable to make
28 contact with the election authority immediately, the voter shall be notified that the voter is entitled to
29 a provisional ballot.

30 (3) The voter shall have the duty to appear and vote at the correct polling place. If an
31 election judge determines that the voter is not eligible to vote at the polling place at which a voter
32 presents himself or herself, and if the voter appears to be eligible to vote at another polling place,
33 the voter shall be informed that he or she may cast a provisional ballot at the current polling place or
34 may travel to the correct polling place or a central polling place, as established by the election
35 authority under subsection 5 of section 115.115, where the voter may cast a regular ballot or
36 provisional ballot if the voter's eligibility still cannot be determined. Provisional ballots cast at a
37 polling place shall be counted only if the voter was eligible to vote at such polling place as provided
38 in subsection 5 of this section.

39 (4) For a voter requesting an absentee ballot in person, such voter shall be entitled to cast a

1 provisional ballot when the voter's eligibility cannot be immediately established upon examination
2 of the precinct registers or the Missouri voter registration system.

3 (5) Prior to accepting any provisional ballot at the polling place, the election judges shall
4 determine that the information provided on the provisional ballot envelope by the provisional voter
5 is consistent with the identification provided by such person under section 115.427.

6 3. (1) No person shall be entitled to receive a provisional ballot until such person has
7 completed a provisional ballot affidavit on the provisional ballot envelope.

8 (2) The secretary of state shall produce appropriate sizes of provisional ballot envelopes and
9 distribute them to each election authority according to their tabulating system. All provisional ballot
10 envelopes shall be printed on a distinguishable color of paper that is different from the color of the
11 regular ballot. The provisional ballot envelope shall be in the form required by subsection 4 of this
12 section. All provisional ballots shall be marked with a conspicuous stamp or other distinguishing
13 mark that makes them readily distinguishable from the regular ballots.

14 (3) Once voted, the provisional ballot shall be placed and sealed in a provisional ballot
15 envelope.

16 4. The provisional ballot in its envelope shall be deposited in the ballot box. The
17 provisional ballot envelope shall be completed by the voter for use in determining eligibility. The
18 provisional ballot envelope specified in this section shall contain a voter's certificate which shall be
19 in substantially the following form:

STATE OF _____

COUNTY OF _____

I do solemnly swear (or affirm) that my name is _____; that my date
of birth is _____; that the last four digits of my Social Security
Number are _____; that I am registered to vote in _____ County or
City (if a City not within a County), Missouri; that I am a qualified
voter of said County (or City not within a County); that I am eligible
to vote at this polling place; and that I have not voted in this election.

I understand that if the above-provided information is not correct and
the election authority determines that I am not registered and eligible
to vote, my vote will not be counted. I further understand that
knowingly providing false information is a violation of law and
subjects me to possible criminal prosecution.

(Signature of Voter)

(Current Address)

Subscribed and affirmed before me this _____ day of _____,

20 _____

(Signature of Election Official)

1

2 The voter may provide additional information to further assist the election authority in determining
3 eligibility, including the place and date the voter registered to vote, if known.

4 5. (1) Prior to counting any provisional ballot, the election authority shall determine if the
5 voter is registered and eligible to vote and if the vote was properly cast. The eligibility of
6 provisional votes shall be determined according to the requirements for a voter to cast a ballot in the
7 election as set forth in sections 115.133 and 115.135. A provisional [~~voter~~] ballot shall not be
8 eligible to be counted until the election authority has determined that:

9 (a) The voter cast such provisional ballot at a polling place established for the voter or the
10 central polling place established by the election authority under subsection 5 of section 115.115;

11 (b) The individual who cast the provisional ballot is an individual registered to vote in the
12 respective election at the polling place where the ballot was cast;

13 (c) The voter did not otherwise vote in the same election by regular ballot, absentee ballot,
14 or otherwise; and

15 (d) The information on the provisional ballot envelope is found to be correct, complete, and
16 accurate.

17 (2) When the ballot boxes are delivered to the election authority from the polling places, the
18 receiving teams shall separate the provisional ballots from the rest of the ballots and place the sealed
19 provisional ballot envelopes in a separate container. Teams of election authority employees or
20 teams of election judges with each team consisting of one member of each major political party
21 shall photocopy each provisional ballot envelope, such photocopy to be used by the election
22 authority to determine provisional voter eligibility. The sealed provisional ballot envelopes shall be
23 placed by the team in a sealed container and shall remain therein until tabulation.

24 (3) To determine whether a provisional ballot is valid and entitled to be counted, the election
25 authority shall examine its records and verify that the provisional voter is properly registered and
26 eligible to vote in the election. If the provisional voter has provided information regarding the
27 registration agency where the provisional voter registered to vote, the election authority shall make
28 an inquiry of the registration agency to determine whether the provisional voter is properly
29 registered and eligible to vote in the election.

30 (4) If the election authority determines that the provisional voter is registered and eligible to
31 vote in the election, the election authority shall provide documentation verifying the voter's
32 eligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and
33 shall contain substantially the following information:

34 (a) The name of the provisional voter;

35 (b) The name of the reviewer;

1 (c) The date and time; and

2 (d) A description of evidence found that supports the voter's eligibility.

3 (5) The local election authority shall record on a provisional ballot acceptance/rejection list
4 the provisional ballot identification number and a notation marking it as accepted.

5 (6) If the election authority determines that the provisional voter is not registered or eligible
6 to vote in the election, the election authority shall provide documentation verifying the voter's
7 ineligibility. Such documentation shall be noted on the copy of the provisional ballot envelope and
8 shall contain substantially the following information:

9 (a) The name of the provisional voter;

10 (b) The name of the reviewer;

11 (c) The date and time;

12 (d) A description of why the voter is ineligible.

13 (7) The local election authority shall record on a provisional ballot acceptance/rejection list
14 the provisional ballot identification number and notation marking it as rejected.

15 (8) If rejected, a photocopy of the envelope shall be made and used by the election authority
16 as a mail-in voter registration. The actual provisional ballot envelope shall be kept as ballot
17 material, and the copy of the envelope shall be used by the election authority for registration record
18 keeping.

19 6. All provisional ballots cast by voters whose eligibility has been verified as provided in
20 this section shall be counted in accordance with the rules governing ballot tabulation. Provisional
21 ballots shall not be counted until all provisional ballots are determined either eligible or ineligible
22 and all provisional ballots must be processed before the election is certified. The provisional ballot
23 shall be counted only if the election authority determines that the voter is registered and eligible to
24 vote. Provisional ballots voted in the wrong polling place shall not be counted. If the voter is not
25 registered but is qualified to register for future elections, the affidavit shall be considered a mail-in
26 application to register to vote pursuant to this chapter.

27 7. (1) After the election authority completes its review of the provisional voter's eligibility
28 under subsection 5 of this section, the election authority shall deliver the provisional ballots and
29 copies of the provisional ballot envelopes that include eligibility information to bipartisan counting
30 teams, which may be the board of verification, for review and tabulation. The election authority
31 shall maintain a record of such delivery. The record shall include the number of ballots delivered to
32 each team and shall include a signed receipt from two judges, one from each major political party.
33 The election authority shall provide each team with a ballot box and material necessary for
34 tabulation.

35 (2) If the person named on the provisional ballot affidavit is found to have been properly
36 qualified and registered to cast a ballot in the election and the provisional ballot otherwise qualifies
37 to be counted under the provisions of this section, the envelope shall be opened, and the ballot shall
38 be placed in a ballot box to be counted.

39 (3) If the person named on the provisional ballot affidavit is found not to have been properly

1 qualified and registered to cast a ballot in the election or if the election authority is unable to
2 determine such person's right to vote, the envelope containing the provisional ballot shall not be
3 opened, and the person's vote shall not be counted. The members of the team shall follow the
4 procedures set forth in subsection 5 of this section for rejected provisional ballots.

5 (4) The votes shall be tallied and the returns made as provided in sections 115.447 to
6 115.525 for paper ballots. After the vote on all ballots assigned to a team have been counted, the
7 ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by
8 the election authority shall be enclosed in sealed containers marked "Voted provisional ballots and
9 ballot envelopes from the election held _____, 20_____". All rejected provisional ballots, ballot
10 envelopes, and copies of ballot envelopes with the eligibility information provided by the election
11 authority shall be enclosed in sealed containers marked "Rejected provisional ballots and ballot
12 envelopes from the election held _____, 20_____". On the outside of each voted ballot and
13 rejected ballot container, each member of the team shall write their name and all such containers
14 shall be returned to the election authority. Upon receipt of the returns and ballots, the election
15 authority shall tabulate the provisional votes.

16 8. Challengers and watchers, as provided by sections 115.105 and 115.107, may be present
17 during all times that the bipartisan counting teams are reviewing or counting the provisional ballots,
18 the provisional ballot envelopes, or copies of the provisional ballot envelopes that include eligibility
19 information provided by the election authority. Challengers and watchers shall be permitted to
20 observe the determination of the eligibility of all provisional ballots. The election authority shall
21 notify the county chair of each major political party of the time and location when bipartisan
22 counting teams will be reviewing or counting the provisional ballots, the provisional ballot
23 envelopes, or the copies of the provisional ballot envelopes that include the eligibility information
24 provided by the election authority.

25 9. The certificate of ballot cards shall:

26 (1) Reflect the number of provisional envelopes delivered; and

27 (2) Reflect the number of sealed provisional envelopes with voted ballots deposited in the
28 ballot box.

29 10. In counties where the voting system does not utilize a paper ballot, the election authority
30 shall provide the appropriate provisional ballots to each polling place.

31 11. The secretary of state may promulgate rules for purposes of ensuring the uniform
32 application of this section. No rule or portion of a rule promulgated pursuant to the authority of this
33 section shall become effective unless it has been promulgated pursuant to chapter 536.

34 12. The secretary of state shall design and provide to the election authorities the envelopes
35 and forms necessary to carry out the provisions of this section.

36 13. Pursuant to the Help America Vote Act of 2002, the secretary of state shall ensure a free
37 access system is established, such as a toll-free number or an internet website, that any individual
38 who casts a provisional ballot may access to discover whether the vote of that individual was
39 counted, and, if the vote was not counted, the reason that the vote was not counted. At the time an

1 individual casts a provisional ballot, the election authority shall give the voter written information
 2 that states that any individual who casts a provisional ballot will be able to ascertain under such free
 3 access system whether the vote was counted, and if the vote was not counted, the reason that the
 4 vote was not counted.

5 14. In accordance with the Help America Vote Act of 2002, any individual who votes in an
 6 election as a result of a court order or any other order extending the time established for closing the
 7 polls in section 115.407 may vote only by using a provisional ballot, and such provisional ballot
 8 shall be separated and held apart from other provisional ballots cast by those not affected by the
 9 order. Such ballots shall not be counted until such time as the ballots are determined to be valid.
 10 No state court shall have jurisdiction to extend the polling hours established by law, including
 11 section 115.407."; and

12
 13 Further amend said bill, Page 20, Section 115.635, Line 1, by deleting all of said line and inserting
 14 in lieu thereof the following:

15
 16 "115.635. 1. The following offenses, and any others specifically so described by law,"; and

17
 18 Further amend said bill and section, Page 21, Line 51, by inserting after all of said line the
 19 following:

20
 21 "2. For the purposes of this section, the term "election official" includes the election
 22 authority for the county, election judges, and other volunteers or employees of an election authority.
 23 If a violation of subdivisions (12), (13), or (14) results in death or bodily injury to an election
 24 official or a member of the official's family, the offense shall be a class B felony."; and

25
 26 Further amend said bill, Page 23, Section 115.637, Line 82, by inserting after all of said section and
 27 line the following:

28
 29 "139.053. 1. The governing body of any county [~~excluding township counties,~~] may by
 30 ordinance or order provide for the payment of all or any part of current real and personal property
 31 taxes which are owed, at the option of the taxpayer, on an annual, semiannual or quarterly basis at
 32 such times as determined by such governing body.

33 2. The ordinance shall provide the method by which the amount of property taxes owed for
 34 the current tax year in which the payments are to be made shall be estimated. The collector shall
 35 submit to the governing body the procedures by which taxes will be collected pursuant to the
 36 ordinance or order. The estimate shall be based on the previous tax year's liability. A taxpayer's
 37 payment schedule shall be based on the estimate divided by the number of pay periods in which
 38 payments are to be made. The taxpayer shall at the end of the tax year pay any amounts owed in
 39 excess of the estimate for such year. The county shall at the end of the tax year refund to the
 40 taxpayer any amounts paid in excess of the property tax owed for such year. No interest shall be

1 paid by the county on excess amounts owed to the taxpayer. Any refund paid the taxpayer pursuant
2 to this subsection shall be an amount paid by the county only once in a calendar year.

3 3. If a taxpayer fails to make an installment payment of a portion of the real or personal
4 property taxes owed to the county, then such county may charge the taxpayer interest on the amount
5 of property taxes still owed for that year.

6 4. Any governing body enacting the ordinance or order specified in this section shall first
7 agree to provide the county collector with reasonable and necessary funds to implement the
8 ordinance or order.

9 5. Subsection 1 of this section shall not apply to payment for real property taxes by financial
10 institutions, as defined in section 381.410, who pay tax obligations which they service from escrow
11 accounts, as defined in Title 24, Part 3500, Section 17, Code of Federal Regulation, as amended.";
12 and

13
14 Further amend said bill, Page 25, Section 162.492, Line 62, by inserting after all of said section and
15 line the following:

16
17 "162.611. Any member failing to attend the meetings of the board for three consecutive
18 regular meetings, unless excused by the board for reasons satisfactory to the board, shall be deemed
19 to have vacated ~~[his]~~ the seat; and the secretary of the board shall certify that fact to the ~~[mayor]~~
20 board. The secretary shall likewise certify to the ~~[mayor]~~ board any other vacancy occurring in the
21 board. Any vacancy shall be filled by the ~~[mayor]~~ board by appointment for the remainder of the
22 term."; and

23
24 Further amend said bill, Page 32, Section 442.404, Line 59, By inserting after all of said section and
25 line the following:

26
27 "493.050. All public advertisements and orders of publication required by law to be made
28 and all legal publications affecting the title to real estate shall be published in some daily, triweekly,
29 semiweekly or weekly newspaper of general circulation in the county where located, and ~~[which]~~
30 such a newspaper shall have:

31 (1) Been admitted to the post office as periodicals class matter in the city of publication;
32 ~~[shall have]~~

33 (2) Been either:

34 (a) Published regularly and consecutively for a period of ~~[three years]~~ one year, except that
35 a newspaper of general circulation may be deemed to be the successor to a defunct newspaper of
36 general circulation, and subject to all of the rights and privileges of said prior newspaper under this
37 statute, if the successor newspaper shall begin publication no later than ~~[thirty]~~ ninety consecutive
38 days after the termination of publication of the prior newspaper; ~~[shall have]~~ or

39 (b) Purchased or newly established by a newspaper that satisfies the requirements of
40 paragraph (a) of this subdivision; and

41 (3) A list of bona fide subscribers voluntarily engaged as such, who have paid or agreed to
42 pay a stated price for a subscription for a definite period of time~~;~~ provided, that when.

1
2 If a public notice, required by law to be published once a week for a given number of weeks, [~~shall~~
3 is to be published in a daily, triweekly, semiweekly or weekly newspaper, the notice shall appear
4 once a week, on the same day of each week~~], and further provided, that].~~ Every affidavit to proof of
5 publication shall state that the newspaper in which such notice was published has complied with the
6 provisions of this section~~]; provided further, that].~~ The duration of consecutive publication provided
7 for in this section shall not affect newspapers which have become legal publications prior to
8 September 6, 1937~~]; provided, however, that when].~~ If any newspaper shall be forced to suspend
9 publication in any time of war, due to the owner or publisher being inducted into the Armed Forces
10 of the United States, the newspaper may be reinstated within one year after actual hostilities have
11 ceased, with all the benefits provided pursuant to the provisions of this section, upon the filing with
12 the secretary of state of notice of intention of such owner or publisher, the owner's surviving spouse
13 or legal heirs, to republish such newspaper, setting forth the name of the publication, its volume and
14 number, its frequency of publication, and its readmission to the post office where it was previously
15 entered as periodicals class mail matter, and [~~when~~] if it [~~shall have~~] has a list of bona fide
16 subscribers voluntarily engaged as such who have paid or agreed to pay a stated price for
17 subscription for a definite period of time. All laws or parts of laws in conflict with this section
18 except sections 493.070 to 493.120, are hereby repealed.

19 493.070. In all cities of this state which now have, or shall hereafter have, a population of
20 one hundred thousand inhabitants or more, all public notices and advertisements, directed by any
21 court~~];~~ or required by law to be published in a newspaper, shall be published in some daily
22 newspaper of such city, of general circulation therein, which shall have been established and
23 continuously published as such for a period of at least [~~three consecutive years~~] one year next prior
24 to the publication of any such notice."; and

25
26 Further amend said bill by amending the title, enacting clause, and intersectional references
27 accordingly.