

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 2348, Page 16, Section 79.235, Line 19,
2 by inserting after all of said section and line the following:

3
4 "115.635. 1. The following offenses, and any others specifically so described by law, shall
5 be class three election offenses and are deemed misdemeanors connected with the exercise of the
6 right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not
7 more than one year or by fine of not more than two thousand five hundred dollars, or by both such
8 imprisonment and fine:

9 (1) Giving, lending, agreeing to give or lend, offering, promising, or endeavoring to procure,
10 any money or valuable consideration, office, or place of employment, to or for any voter, to or for
11 any person on behalf of any voter, or to or for any person, in order to induce any voter to vote or
12 refrain from voting or corruptly doing any such act on account of such voter having already voted or
13 refrained from voting at any election;

14 (2) Making use of, or threatening to make use of, any force, violence, or restraint, or
15 inflicting or threatening to inflict any injury, damage, harm or loss upon or against any person, in
16 order to induce or compel such person to vote or refrain from voting at any election;

17 (3) Impeding or preventing, or attempting to impede or prevent, by abduction, duress or any
18 fraudulent device or contrivance, the free exercise of the franchise of any voter or, by abduction,
19 duress, or any fraudulent device, compelling, inducing, or prevailing upon any voter to vote or
20 refrain from voting at any election;

21 (4) Giving, or making an agreement to give, any money, property, right in action, or other
22 gratuity or reward, in consideration of any grant or deputation of office;

23 (5) Bringing into this state any nonresident person with intent that such person shall vote at
24 an election without possessing the requisite qualifications;

25 (6) Asking for, receiving, or taking any money or other reward by way of gift, loan, or other
26 device or agreeing or contracting for any money, gift, office, employment, or other reward, for
27 giving, or refraining from giving, his or her vote in any election;

28 (7) Removing, destroying or altering any supplies or information placed in or near a voting
29 booth for the purpose of enabling a voter to prepare his or her ballot;

30 (8) Entering a voting booth or compartment except as specifically authorized by law;

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1 (9) On the part of any election official, challenger, watcher or person assisting a person to
 2 vote, revealing or disclosing any information as to how any voter may have voted, indicated that the
 3 person had voted except as authorized by this chapter, indicated an intent to vote or offered to vote,
 4 except to a grand jury or pursuant to a lawful subpoena in a court proceeding relating to an election
 5 offense;

6 (10) On the part of any registration or election official, refusing to permit any person to
 7 register to vote or to vote when such official knows the person is legally entitled to register or
 8 legally entitled to vote;

9 (11) Attempting to commit or participating in an attempt to commit any class one or class
 10 two election offense;

11 (12) Threatening to harm or engaging in conduct reasonably calculated to harass or alarm,
 12 including stalking under section 565.227, an election judge, challenger, watcher, or employee or
 13 volunteer of an election authority, or a member of such person's family;

14 (13) Attempting to induce, influence, deceive, or pressure an election official or member of
 15 an election official's family to violate any provision of this chapter;

16 (14) Disseminating, through any means, including by posting on the internet, the home
 17 address, home telephone number, mobile telephone number, personal email address, social security
 18 number, federal tax identification number, checking account number, savings account number, credit
 19 card number, marital status, or identity of a child under eighteen years of age, of an election judge,
 20 challenger, watcher, or employee or volunteer of an election authority, or a member of such person's
 21 family, for the purposes listed in subdivisions (12) and (13) of this section.

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

26 115.637. The following offenses, and any others specifically so described by law, shall be
 27 class four election offenses and are deemed misdemeanors not connected with the exercise of the
 28 right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not
 29 more than one year or by a fine of not more than two thousand five hundred dollars or by both such
 30 imprisonment and fine:

31 (1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots
 32 that may be furnished by an organization or individual at or near any voting place on election day,
 33 except that this subdivision shall not be construed so as to interfere with the right of an individual
 34 voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting
 35 the name of the person for whom he or she intends to vote; or to dispose of the received sample
 36 ballot;

37 (2) Printing, circulating, or causing to be printed or circulated, any false and fraudulent
 38 sample ballots which appear on their face to be designed as a fraud upon voters;

39 (3) Purposefully giving a printed or written sample ballot to any qualified voter which is

1 intended to mislead the voter;

2 (4) On the part of any candidate for election to any office of honor, trust, or profit, offering
3 or promising to discharge the duties of such office for a less sum than the salary, fees, or
4 emoluments as fixed by law or promising to pay back or donate to any public or private interest any
5 portion of such salary, fees, or emolument as an inducement to voters;

6 (5) On the part of any canvasser appointed to canvass any registration list, willfully failing
7 to appear, refusing to continue, or abandoning such canvass or willfully neglecting to perform his
8 duties in making such canvass or willfully neglecting any duties lawfully assigned to him or her;

9 (6) On the part of any employer, making, enforcing, or attempting to enforce any order, rule,
10 or regulation or adopting any other device or method to prevent an employee from engaging in
11 political activities, accepting candidacy for nomination to, election to, or the holding of, political
12 office, holding a position as a member of a political committee, soliciting or receiving funds for
13 political purpose, acting as chairman or participating in a political convention, assuming the conduct
14 of any political campaign, signing, or subscribing his or her name to any initiative, referendum, or
15 recall petition, or any other petition circulated pursuant to law;

16 (7) On the part of any person authorized or employed to print official ballots, or any person
17 employed in printing ballots, giving, delivering, or knowingly permitting to be taken any ballot to or
18 by any person other than the official under whose direction the ballots are being printed, any ballot
19 in any form other than that prescribed by law, or with unauthorized names, with names misspelled,
20 or with the names of candidates arranged in any way other than that authorized by law;

21 (8) On the part of any election authority or official charged by law with the duty of
22 distributing the printed ballots, or any person acting on his or her behalf, knowingly distributing or
23 causing to be distributed any ballot in any manner other than that prescribed by law;

24 (9) Any person having in his or her possession any official ballot, except in the performance
25 of his or her duty as an election authority or official, or in the act of exercising his or her individual
26 voting privilege;

27 (10) Willfully mutilating, defacing, or altering any ballot before it is delivered to a voter;

28 (11) On the part of any election judge, being willfully absent from the polls on election day
29 without good cause or willfully detaining any election material or equipment and not causing it to be
30 produced at the voting place at the opening of the polls or within fifteen minutes thereafter;

31 (12) On the part of any election authority or official, willfully neglecting, refusing, or
32 omitting to perform any duty required of him or her by law with respect to holding and conducting
33 an election, receiving and counting out the ballots, or making proper returns;

34 (13) On the part of any election judge, or party watcher or challenger, furnishing any
35 information tending in any way to show the state of the count to any other person prior to the
36 closing of the polls;

37 (14) On the part of any voter, except as otherwise provided by law, allowing his or her ballot
38 to be seen by any person with the intent of letting it be known how he or she is about to vote or has
39 voted, or knowingly making a false statement as to his or her inability to mark a ballot;

1 (15) On the part of any election judge, disclosing to any person the name of any candidate
2 for whom a voter has voted;

3 (16) Interfering, or attempting to interfere, with any voter inside a polling place;

4 (17) On the part of any person at any registration site, polling place, counting location or
5 verification location, causing any breach of the peace or engaging in disorderly conduct, violence, or
6 threats of violence whereby such registration, election, count or verification is impeded or interfered
7 with;

8 (18) Exit polling, surveying, sampling, circulating initiative or referendum petitions,
9 electioneering, distributing election literature, posting signs or placing vehicles bearing signs with
10 respect to any candidate or question to be voted on at an election [~~on election day~~] inside the
11 building in which a polling place is located on election day or during the absentee voting period or
12 within twenty-five feet of the building's outer door closest to the polling place on election day or
13 during the absentee voting period, or, on the part of any person, refusing to remove or permit
14 removal from property owned or controlled by such person, any such election sign or literature
15 located within such distance on such day after request for removal by any person;

16 (19) Stealing or willfully defacing, mutilating, or destroying any campaign yard sign on
17 private property, except that this subdivision shall not be construed to interfere with the right of any
18 private property owner to take any action with regard to campaign yard signs on the owner's
19 property and this subdivision shall not be construed to interfere with the right of any candidate, or
20 the candidate's designee, to remove the candidate's campaign yard sign from the owner's private
21 property after the election day.

22 139.053. 1. The governing body of any county[~~, excluding township counties,~~] may by
23 ordinance or order provide for the payment of all or any part of current real and personal property
24 taxes which are owed, at the option of the taxpayer, on an annual, semiannual or quarterly basis at
25 such times as determined by such governing body.

26 2. The ordinance shall provide the method by which the amount of property taxes owed for
27 the current tax year in which the payments are to be made shall be estimated. The collector shall
28 submit to the governing body the procedures by which taxes will be collected pursuant to the
29 ordinance or order. The estimate shall be based on the previous tax year's liability. A taxpayer's
30 payment schedule shall be based on the estimate divided by the number of pay periods in which
31 payments are to be made. The taxpayer shall at the end of the tax year pay any amounts owed in
32 excess of the estimate for such year. The county shall at the end of the tax year refund to the
33 taxpayer any amounts paid in excess of the property tax owed for such year. No interest shall be
34 paid by the county on excess amounts owed to the taxpayer. Any refund paid the taxpayer pursuant
35 to this subsection shall be an amount paid by the county only once in a calendar year.

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

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

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

5
6 Further amend said bill, Page 21, Section 140.190, Line 36, by inserting after all of said section and
7 line the following:
8

9 "162.471. 1. The government and control of an urban school district is vested in a board of
10 seven directors.

11 2. Except as provided in section 162.563, each director shall be a voter of the district who
12 has resided within this state for one year next preceding the director's election or appointment and
13 who is at least twenty-four years of age. All directors, except as otherwise provided in sections
14 162.481, 162.492, and 162.563, shall hold their offices for six years and until their successors are
15 duly elected and qualified. All vacancies occurring in the board~~], except as provided in section~~
16 ~~162.492,]~~ shall be filled by appointment by the board as soon as practicable, and the person
17 appointed shall hold office until the next school board election, when a successor shall be elected for
18 the remainder of the unexpired term. The power of the board to perform any official duty during the
19 existence of a vacancy continues unimpaired thereby.

20 162.492. 1. In all urban districts containing the greater part of the population of a city
21 which has more than three hundred thousand inhabitants, the election authority of the city in which
22 the greater portion of the school district lies, and of the county if the district includes territory not
23 within the city limits, shall serve ex officio as a redistricting commission. The commission shall on
24 or before November 1, 2018, divide the school district into five subdistricts, all subdistricts being of
25 compact and contiguous territory and as nearly equal in the number of inhabitants as practicable and
26 thereafter the board shall redistrict the district into subdivisions as soon as practicable after each
27 United States decennial census. In establishing the subdistricts each member shall have one vote
28 and a majority vote of the total membership of the commission is required to make effective any
29 action of the commission.

30 2. School elections for the election of directors shall be held on municipal election days in
31 2014 and 2016. At the election in 2014, directors shall be elected to hold office until 2019 and until
32 their successors are elected and qualified. At the election in 2016, directors shall be elected until
33 2019 and until their successors are elected and qualified. Beginning in 2019, school elections for
34 the election of directors shall be held on the local election date as specified in the charter of a home
35 rule city with more than four hundred thousand inhabitants and located in more than one county.
36 Beginning at the election for school directors in 2019, the number of directors on the board shall be
37 reduced from nine to seven. Two directors shall be at-large directors and five directors shall
38 represent the subdistricts, with one director from each of the subdistricts. At the 2019 election, one
39 of the at-large directors and the directors from subdistricts one, three, and five shall be elected for a
40 two-year term, and the other at-large director and the directors from subdistricts two and four shall
41 be elected for a four-year term. Thereafter, all seven directors shall serve a four-year term.

1 Directors shall serve until the next election and until their successors, then elected, are duly
 2 qualified as provided in this section. In addition to other qualifications prescribed by law, each
 3 member elected from a subdistrict shall be a resident of the subdistrict from which he or she is
 4 elected. The subdistricts shall be numbered from one to five.

5 3. The five candidates, one from each of the subdistricts, who receive a plurality of the votes
 6 cast by the voters of that subdistrict and the at-large candidates receiving a plurality of the at-large
 7 votes shall be elected. The name of no candidate for nomination shall be printed on the ballot unless
 8 the candidate has at least sixty days prior to the election filed a declaration of candidacy with the
 9 secretary of the board of directors containing the signatures of at least two hundred fifty registered
 10 voters who are residents of the subdistrict within which the candidate for nomination to a subdistrict
 11 office resides, and in case of at-large candidates the signatures of at least five hundred registered
 12 voters. The election authority shall determine the validity of all signatures on declarations of
 13 candidacy.

14 4. In any election either for at-large candidates or candidates elected by the voters of
 15 subdistricts, if there are more than two candidates, a majority of the votes are not required to elect
 16 but the candidate having a plurality of the votes shall be elected.

17 5. The names of all candidates shall appear upon the ballot without party designation and in
 18 the order of the priority of the times of filing their petitions of nomination. No candidate may file
 19 both at large and from a subdistrict and the names of all candidates shall appear only once on the
 20 ballot, nor may any candidate file more than one declaration of candidacy. All declarations shall
 21 designate the candidate's residence and whether the candidate is filing at large or from a subdistrict
 22 and the numerical designation of the subdistrict or at-large area.

23 6. The provisions of all sections relating to seven-director school districts shall also apply to
 24 and govern urban districts in cities of more than three hundred thousand inhabitants, to the extent
 25 applicable and not in conflict with the provisions of those sections specifically relating to such urban
 26 districts.

27 7. Vacancies [~~which~~] that occur on the school board [~~between the dates of election shall be~~
 28 ~~filled by special election if such vacancy happens more than six months prior to the time of holding~~
 29 ~~an election as provided in subsection 2 of this section. The state board of education shall order a~~
 30 ~~special election to fill such a vacancy. A letter from the commissioner of education, delivered by~~
 31 ~~certified mail to the election authority or authorities that would normally conduct an election for~~
 32 ~~school board members shall be the authority for the election authority or authorities to proceed with~~
 33 ~~election procedures. If a vacancy occurs less than six months prior to the time of holding an~~
 34 ~~election as provided in subsection 2 of this section, no special election shall occur and the vacancy~~
 35 ~~shall be filled at the next election day on which local elections are held as specified in the charter of~~
 36 ~~any home rule city with more than four hundred thousand inhabitants and located in more than one~~
 37 ~~county] shall be filled in the manner provided in section 162.471.~~

38 162.611. Any member failing to attend the meetings of the board for three consecutive
 39 regular meetings, unless excused by the board for reasons satisfactory to the board, shall be deemed
 40 to have vacated [~~his~~] the seat; and the secretary of the board shall certify that fact to the [~~mayor~~]

1 board. The secretary shall likewise certify to the [~~mayor~~] board any other vacancy occurring in the
 2 board. Any vacancy shall be filled by the [~~mayor~~] board by appointment for the remainder of the
 3 term."; and

4
 5 Further amend said bill, Page 32, Section 473.742, Line 84, by inserting after all of said section and
 6 line the following:

7
 8 "493.050. All public advertisements and orders of publication required by law to be made
 9 and all legal publications affecting the title to real estate shall be published in some daily, triweekly,
 10 semiweekly or weekly newspaper of general circulation in the county where located, and [~~which~~]
 11 such a newspaper shall have:

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

14 (2) Been either:

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

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

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

24
 25 If a public notice, required by law to be published once a week for a given number of weeks, [~~shall~~
 26 is to be published in a daily, triweekly, semiweekly or weekly newspaper, the notice shall appear
 27 once a week, on the same day of each week[; ~~and further provided, that~~]. Every affidavit to proof of
 28 publication shall state that the newspaper in which such notice was published has complied with the
 29 provisions of this section[; ~~provided further, that~~]. The duration of consecutive publication provided
 30 for in this section shall not affect newspapers which have become legal publications prior to
 31 September 6, 1937[; ~~provided, however, that when~~]. If any newspaper shall be forced to suspend
 32 publication in any time of war, due to the owner or publisher being inducted into the Armed Forces
 33 of the United States, the newspaper may be reinstated within one year after actual hostilities have
 34 ceased, with all the benefits provided pursuant to the provisions of this section, upon the filing with
 35 the secretary of state of notice of intention of such owner or publisher, the owner's surviving spouse
 36 or legal heirs, to republish such newspaper, setting forth the name of the publication, its volume and
 37 number, its frequency of publication, and its readmission to the post office where it was previously
 38 entered as periodicals class mail matter, and [~~when~~] if it [~~shall have~~] has a list of bona fide
 39 subscribers voluntarily engaged as such who have paid or agreed to pay a stated price for
 40 subscription for a definite period of time. All laws or parts of laws in conflict with this section
 41 except sections 493.070 to 493.120, are hereby repealed.

1 493.070. In all cities of this state which now have, or shall hereafter have, a population of
2 one hundred thousand inhabitants or more, all public notices and advertisements, directed by any
3 court[;] or required by law to be published in a newspaper, shall be published in some daily
4 newspaper of such city, of general circulation therein, which shall have been established and
5 continuously published as such for a period of at least [~~three consecutive years~~] one year next prior
6 to the publication of any such notice."; and

7
8 Further amend said bill by amending the title, enacting clause, and intersectional references
9 accordingly.