

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 "115.125. 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.

3 115.127. 1. Except as provided in subsection 4 of this section, upon receipt of notice of a
4 special election to fill a vacancy submitted pursuant to subsection 2 of section 115.125, the election
5 authority shall cause legal notice of the special election to be published in a newspaper of general
6 circulation in its jurisdiction. The notice shall include the name of the officer or agency calling the
7 election, the date and time of the election, the name of the office to be filled and the date by which
8 candidates must be selected or filed for the office. Within one week prior to each special election to
9 fill a vacancy held in its jurisdiction, the election authority shall cause legal notice of the election to
10 be published in two newspapers of different political faith and general circulation in the jurisdiction.
11 The legal notice shall include the date and time of the election, the name of the officer or agency
12 calling the election and a sample ballot. If there is only one newspaper of general circulation in the
13 jurisdiction, the notice shall be published in the newspaper within one week prior to the election. If
14 there are two or more newspapers of general circulation in the jurisdiction, but no two of opposite
15 political faith, the notice shall be published in any two of the newspapers within one week prior to
16 the election.

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

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

35 4. In lieu of causing legal notice to be published in accordance with any of the provisions of
36 this chapter, the election authority in jurisdictions which have less than seven hundred fifty
37 registered voters and in which no newspaper qualified pursuant to chapter 493 is published, may
38 cause legal notice to be mailed during the second week prior to the election, by first class mail, to
39 each registered voter at the voter's voting address. All such legal notices shall include the date and

1 time of the election, the location of the polling place, the name of the officer or agency calling the
2 election and a sample ballot.

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

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

23 115.240. The election authority for any political subdivision or special district shall label
24 ballot measures relating to taxation that are submitted by such political subdivision or special
25 district to a vote of the people numerically or alphabetically in the order in which they are
26 submitted. No such ballot measure shall be labeled in a descriptive manner aside from its numerical
27 or alphabetical designation. Election authorities may coordinate with each other, or with the
28 secretary of state, to maintain a database or other record to facilitate numerical or alphabetical
29 assignment.

30 115.277. 1. A registered voter of this state may cast an absentee ballot in person at a
31 location designated by the election authority for all candidates and issues for which such voter is
32 eligible to vote at the polling place if such voter expects to be prevented from going to the polls to
33 vote on election day due to one of the reasons listed in subsection 3 of this section. A registered
34 voter casting a ballot under the provisions of this subsection shall provide a form of personal photo
35 identification that is consistent with subsection 1 of section 115.427. Beginning on the second
36 Tuesday prior to an election, a reason listed under subsection 3 of this section shall not be required,
37 provided that, the provisions of section 1.140 to the contrary notwithstanding, this sentence and
38 section 115.427 shall be nonseverable, and if any provision of section 115.427 is for any reason held
39 to be invalid, such decision shall invalidate this sentence.

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

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

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

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

17 (3) Religious belief or practice;

18 (4) Employment as:

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

21 (b) A first responder;

22 (c) A health care worker; or

23 (d) A member of law enforcement;

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

25 (6) Certified participation in the address confidentiality program established under sections
 26 589.660 to 589.681 because of safety concerns.

27 4. Any covered voter who is eligible to register and vote in this state may vote in any
 28 election for federal office, statewide office, state legislative office, or statewide ballot initiatives by
 29 submitting a federal postcard application to apply to vote by absentee ballot or by submitting a
 30 federal postcard application at the ~~[polling place]~~ office of the election authority on election day
 31 even though the person is not registered. A federal postcard application submitted by a covered
 32 voter pursuant to this subsection shall also serve as a voter registration application under section
 33 115.908 and the election authority shall, if satisfied that the applicant is entitled to register, place the
 34 voter's name on the voter registration file. Each covered voter may vote by absentee ballot or, upon
 35 submitting an affidavit that the person is qualified to vote in the election, may vote at the person's
 36 polling place.

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

39 6. Any new resident may vote by absentee ballot or at the office of the election authority on

1 election day for presidential and vice presidential electors after registering to vote in such resident's
2 new jurisdiction of residence.

3 115.284. 1. There is hereby established an absentee voting process to assist persons with
4 permanent disabilities in the exercise of their voting rights.

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

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

10 4. The application to participate in the absentee voting process shall be in substantially the
11 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

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

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

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

21 (2) Dies;

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

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

24 7. All lists of applications under this section shall be kept confidential. Such lists of

1 applications shall not be posted or displayed in an area open to the general public nor shall such lists
2 of applications be shown to any unauthorized person.

3 115.295. 1. As each absentee ballot is received by the election authority, the election
4 authority shall indicate its receipt on the list.

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

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

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

12 115.430. 1. This section shall apply to ~~[primary and general elections where candidates for~~
13 ~~federal or statewide offices are nominated or elected and any election where statewide issue or~~
14 ~~issues are submitted to the voters]~~ any public election.

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

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

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

35 (b) If the voter's eligibility cannot be immediately established by examining the precinct
36 register, the election judge shall contact the election authority. If the election authority cannot
37 immediately establish that the voter is registered and eligible to vote at the polling place upon
38 examination of the Missouri voter registration system, or if the election judge is unable to make
39 contact with the election authority immediately, the voter shall be notified that the voter is entitled to

1 a provisional ballot.

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

11 (4) For a voter requesting an absentee ballot in person, such voter shall be entitled to cast a
 12 provisional ballot when the voter's eligibility cannot be immediately established upon examination
 13 of the precinct registers or the Missouri voter registration system.

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

17 3. (1) No person shall be entitled to receive a provisional ballot until such person has
 18 completed a provisional ballot affidavit on the provisional ballot envelope.

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

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

27 4. The provisional ballot in its envelope shall be deposited in the ballot box. The
 28 provisional ballot envelope shall be completed by the voter for use in determining eligibility. The
 29 provisional ballot envelope specified in this section shall contain a voter's certificate which shall be
 30 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

1 authority shall examine its records and verify that the provisional voter is properly registered and
2 eligible to vote in the election. If the provisional voter has provided information regarding the
3 registration agency where the provisional voter registered to vote, the election authority shall make
4 an inquiry of the registration agency to determine whether the provisional voter is properly
5 registered and eligible to vote in the election.

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

10 (a) The name of the provisional voter;

11 (b) The name of the reviewer;

12 (c) The date and time; and

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

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

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

20 (a) The name of the provisional voter;

21 (b) The name of the reviewer;

22 (c) The date and time;

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

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

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

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

38 7. (1) After the election authority completes its review of the provisional voter's eligibility
39 under subsection 5 of this section, the election authority shall deliver the provisional ballots and

1 copies of the provisional ballot envelopes that include eligibility information to bipartisan counting
2 teams, which may be the board of verification, for review and tabulation. The election authority
3 shall maintain a record of such delivery. The record shall include the number of ballots delivered to
4 each team and shall include a signed receipt from two judges, one from each major political party.
5 The election authority shall provide each team with a ballot box and material necessary for
6 tabulation.

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

11 (3) If the person named on the provisional ballot affidavit is found not to have been properly
12 qualified and registered to cast a ballot in the election or if the election authority is unable to
13 determine such person's right to vote, the envelope containing the provisional ballot shall not be
14 opened, and the person's vote shall not be counted. The members of the team shall follow the
15 procedures set forth in subsection 5 of this section for rejected provisional ballots.

16 (4) The votes shall be tallied and the returns made as provided in sections 115.447 to
17 115.525 for paper ballots. After the vote on all ballots assigned to a team have been counted, the
18 ballots, ballot envelopes, and copies of ballot envelopes with the eligibility information provided by
19 the election authority shall be enclosed in sealed containers marked "Voted provisional ballots and
20 ballot envelopes from the election held _____, 20_____". All rejected provisional ballots, ballot
21 envelopes, and copies of ballot envelopes with the eligibility information provided by the election
22 authority shall be enclosed in sealed containers marked "Rejected provisional ballots and ballot
23 envelopes from the election held _____, 20_____". On the outside of each voted ballot and
24 rejected ballot container, each member of the team shall write their name and all such containers
25 shall be returned to the election authority. Upon receipt of the returns and ballots, the election
26 authority shall tabulate the provisional votes.

27 8. Challengers and watchers, as provided by sections 115.105 and 115.107, may be present
28 during all times that the bipartisan counting teams are reviewing or counting the provisional ballots,
29 the provisional ballot envelopes, or copies of the provisional ballot envelopes that include eligibility
30 information provided by the election authority. Challengers and watchers shall be permitted to
31 observe the determination of the eligibility of all provisional ballots. The election authority shall
32 notify the county chair of each major political party of the time and location when bipartisan
33 counting teams will be reviewing or counting the provisional ballots, the provisional ballot
34 envelopes, or the copies of the provisional ballot envelopes that include the eligibility information
35 provided by the election authority.

36 9. The certificate of ballot cards shall:

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

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

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

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

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

8 13. Pursuant to the Help America Vote Act of 2002, the secretary of state shall ensure a free
9 access system is established, such as a toll-free number or an internet website, that any individual
10 who casts a provisional ballot may access to discover whether the vote of that individual was
11 counted, and, if the vote was not counted, the reason that the vote was not counted. At the time an
12 individual casts a provisional ballot, the election authority shall give the voter written information
13 that states that any individual who casts a provisional ballot will be able to ascertain under such free
14 access system whether the vote was counted, and if the vote was not counted, the reason that the
15 vote was not counted.

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

23 115.635. 1. The following offenses, and any others specifically so described by law, shall
24 be class three election offenses and are deemed misdemeanors connected with the exercise of the
25 right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not
26 more than one year or by fine of not more than two thousand five hundred dollars, or by both such
27 imprisonment and fine:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

34 115.637. The following offenses, and any others specifically so described by law, shall be
35 class four election offenses and are deemed misdemeanors not connected with the exercise of the
36 right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not
37 more than one year or by a fine of not more than two thousand five hundred dollars or by both such
38 imprisonment and fine:

39 (1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots

1 that may be furnished by an organization or individual at or near any voting place on election day,
2 except that this subdivision shall not be construed so as to interfere with the right of an individual
3 voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting
4 the name of the person for whom he or she intends to vote; or to dispose of the received sample
5 ballot;

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

8 (3) Purposefully giving a printed or written sample ballot to any qualified voter which is
9 intended to mislead the voter;

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

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

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

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

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

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

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

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

39 (12) On the part of any election authority or official, willfully neglecting, refusing, or

1 omitting to perform any duty required of him or her by law with respect to holding and conducting
2 an election, receiving and counting out the ballots, or making proper returns;

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

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

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

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

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

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

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

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

34 2. The ordinance shall provide the method by which the amount of property taxes owed for
35 the current tax year in which the payments are to be made shall be estimated. The collector shall
36 submit to the governing body the procedures by which taxes will be collected pursuant to the
37 ordinance or order. The estimate shall be based on the previous tax year's liability. A taxpayer's
38 payment schedule shall be based on the estimate divided by the number of pay periods in which
39 payments are to be made. The taxpayer shall at the end of the tax year pay any amounts owed in
40 excess of the estimate for such year. The county shall at the end of the tax year refund to the
41 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 21, Section 140.190, Line 36, by inserting after all of said section and
15 line the following:

16
17 "162.471. 1. The government and control of an urban school district is vested in a board of
18 seven directors.

19 2. Except as provided in section 162.563, each director shall be a voter of the district who
20 has resided within this state for one year next preceding the director's election or appointment and
21 who is at least twenty-four years of age. All directors, except as otherwise provided in sections
22 162.481, 162.492, and 162.563, shall hold their offices for six years and until their successors are
23 duly elected and qualified. All vacancies occurring in the board [~~except as provided in section~~
24 ~~162.492,~~] shall be filled by appointment by the board as soon as practicable, and the person
25 appointed shall hold office until the next school board election, when a successor shall be elected for
26 the remainder of the unexpired term. The power of the board to perform any official duty during the
27 existence of a vacancy continues unimpaired thereby.

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

38 2. School elections for the election of directors shall be held on municipal election days in
39 2014 and 2016. At the election in 2014, directors shall be elected to hold office until 2019 and until
40 their successors are elected and qualified. At the election in 2016, directors shall be elected until
41 2019 and until their successors are elected and qualified. Beginning in 2019, school elections for

1 the election of directors shall be held on the local election date as specified in the charter of a home
2 rule city with more than four hundred thousand inhabitants and located in more than one county.
3 Beginning at the election for school directors in 2019, the number of directors on the board shall be
4 reduced from nine to seven. Two directors shall be at-large directors and five directors shall
5 represent the subdistricts, with one director from each of the subdistricts. At the 2019 election, one
6 of the at-large directors and the directors from subdistricts one, three, and five shall be elected for a
7 two-year term, and the other at-large director and the directors from subdistricts two and four shall
8 be elected for a four-year term. Thereafter, all seven directors shall serve a four-year term.
9 Directors shall serve until the next election and until their successors, then elected, are duly
10 qualified as provided in this section. In addition to other qualifications prescribed by law, each
11 member elected from a subdistrict shall be a resident of the subdistrict from which he or she is
12 elected. The subdistricts shall be numbered from one to five.

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

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

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

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

35 7. Vacancies [~~which~~] that occur on the school board [~~between the dates of election shall be~~
36 ~~filled by special election if such vacancy happens more than six months prior to the time of holding~~
37 ~~an election as provided in subsection 2 of this section. The state board of education shall order a~~
38 ~~special election to fill such a vacancy. A letter from the commissioner of education, delivered by~~
39 ~~certified mail to the election authority or authorities that would normally conduct an election for~~

1 ~~school board members shall be the authority for the election authority or authorities to proceed with~~
 2 ~~election procedures. If a vacancy occurs less than six months prior to the time of holding an~~
 3 ~~election as provided in subsection 2 of this section, no special election shall occur and the vacancy~~
 4 ~~shall be filled at the next election day on which local elections are held as specified in the charter of~~
 5 ~~any home rule city with more than four hundred thousand inhabitants and located in more than one~~
 6 ~~county] shall be filled in the manner provided in section 162.471.~~

7 162.611. Any member failing to attend the meetings of the board for three consecutive
 8 regular meetings, unless excused by the board for reasons satisfactory to the board, shall be deemed
 9 to have vacated ~~[his]~~ the seat; and the secretary of the board shall certify that fact to the ~~[mayor]~~
 10 board. The secretary shall likewise certify to the ~~[mayor]~~ board any other vacancy occurring in the
 11 board. Any vacancy shall be filled by the ~~[mayor]~~ board by appointment for the remainder of the
 12 term."; and

13
 14 Further amend said bill, Page 32, Section 473.742, Line 84, by inserting after all of said section and
 15 line the following:

16
 17 "493.050. All public advertisements and orders of publication required by law to be made
 18 and all legal publications affecting the title to real estate shall be published in some daily, triweekly,
 19 semiweekly or weekly newspaper of general circulation in the county where located, and ~~[which]~~
 20 such a newspaper shall have:

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

23 (2) Been either:

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

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

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

33
 34 If a public notice, required by law to be published once a week for a given number of weeks, [shall]
 35 is to be published in a daily, triweekly, semiweekly or weekly newspaper, the notice shall appear
 36 once a week, on the same day of each week~~[-and further provided, that]~~. Every affidavit to proof of
 37 publication shall state that the newspaper in which such notice was published has complied with the
 38 provisions of this section~~;~~ provided further, that. The duration of consecutive publication provided
 39 for in this section shall not affect newspapers which have become legal publications prior to
 40 September 6, 1937~~;~~ provided, however, that when. If any newspaper shall be forced to suspend
 41 publication in any time of war, due to the owner or publisher being inducted into the Armed Forces

1 of the United States, the newspaper may be reinstated within one year after actual hostilities have
2 ceased, with all the benefits provided pursuant to the provisions of this section, upon the filing with
3 the secretary of state of notice of intention of such owner or publisher, the owner's surviving spouse
4 or legal heirs, to republish such newspaper, setting forth the name of the publication, its volume and
5 number, its frequency of publication, and its readmission to the post office where it was previously
6 entered as periodicals class mail matter, and ~~when~~ if it ~~shall have~~ has a list of bona fide
7 subscribers voluntarily engaged as such who have paid or agreed to pay a stated price for
8 subscription for a definite period of time. All laws or parts of laws in conflict with this section
9 except sections 493.070 to 493.120, are hereby repealed.

10 493.070. In all cities of this state which now have, or shall hereafter have, a population of
11 one hundred thousand inhabitants or more, all public notices and advertisements, directed by any
12 court[,] or required by law to be published in a newspaper, shall be published in some daily
13 newspaper of such city, of general circulation therein, which shall have been established and
14 continuously published as such for a period of at least ~~three consecutive years~~ one year next prior
15 to the publication of any such notice."; and

16
17 Further amend said bill by amending the title, enacting clause, and intersectional references
18 accordingly.