

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for Senate Bill No. 1363, Page 11, Section 58.200, Line 10,
2 by inserting after all of said section and line the following:

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

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

Action Taken _____ Date _____

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

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

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

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

33 115.635. 1. The following offenses, and any others specifically so described by law, shall
34 be class three election offenses and are deemed misdemeanors connected with the exercise of the
35 right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not
36 more than one year or by fine of not more than two thousand five hundred dollars, or by both such
37 imprisonment and fine:

38 (1) Giving, lending, agreeing to give or lend, offering, promising, or endeavoring to procure,
39 any money or valuable consideration, office, or place of employment, to or for any voter, to or for

1 any person on behalf of any voter, or to or for any person, in order to induce any voter to vote or
2 refrain from voting or corruptly doing any such act on account of such voter having already voted or
3 refrained from voting at any election;

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

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

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

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

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

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

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

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

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

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

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

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

36 (14) Disseminating, through any means, including by posting on the internet, the home
37 address, home telephone number, mobile telephone number, personal email address, social security
38 number, federal tax identification number, checking account number, savings account number, credit
39 card number, marital status, or identity of a child under eighteen years of age, of an election judge,

1 challenger, watcher, or employee or volunteer of an election authority, or a member of such person's
2 family, for the purposes listed in subdivisions (12) and (13) of this section.

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

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