

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill Nos. 126 & 367, Page 2, Section 115.123,
2 Line 22, 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."; and

23
24 Further amend said bill, Page 3, Section 115.277, Line 43, by deleting the words "polling place" and
25 inserting in lieu thereof the words "~~[polling place]~~ office of the election authority on election day";
26 and

27
28 Further amend said bill, page, and section, Lines 50 and 52, by inserting after each instance of the
29 word "ballot" the words "or at the office of the election authority on election day"; and

30
31 Further amend said bill, Page 7, Section 115.283, Line 152, by deleting the word "read" and
32 inserting in lieu thereof the words "~~[read]~~ write"; and

33
34 Further amend said bill and section, Page 8, Line 177, by inserting after all of said section and line
35 the following:

36
37 "115.284. 1. There is hereby established an absentee voting process to assist persons with
38 permanent disabilities in the exercise of their voting rights.

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

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

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

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

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

- (1) Asks to be removed from the list;
- (2) Dies;
- (3) Becomes disqualified from voting pursuant to this chapter; or
- (4) No longer resides at the address of his or her voter registration.

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

Further amend said bill, Page 9, Section 115.351, Line 15, by inserting after all of said section and line the following:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(a) The name of the provisional voter;

(b) The name of the reviewer;

(c) The date and time; and

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

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

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

7 (a) The name of the provisional voter;

8 (b) The name of the reviewer;

9 (c) The date and time;

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

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

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

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

25 7. (1) After the election authority completes its review of the provisional voter's eligibility
26 under subsection 5 of this section, the election authority shall deliver the provisional ballots and
27 copies of the provisional ballot envelopes that include eligibility information to bipartisan counting
28 teams, which may be the board of verification, for review and tabulation. The election authority
29 shall maintain a record of such delivery. The record shall include the number of ballots delivered to
30 each team and shall include a signed receipt from two judges, one from each major political party.
31 The election authority shall provide each team with a ballot box and material necessary for
32 tabulation.

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

37 (3) If the person named on the provisional ballot affidavit is found not to have been properly
38 qualified and registered to cast a ballot in the election or if the election authority is unable to
39 determine such person's right to vote, the envelope containing the provisional ballot shall not be

1 opened, and the person's vote shall not be counted. The members of the team shall follow the
2 procedures set forth in subsection 5 of this section for rejected provisional ballots.

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

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

23 9. The certificate of ballot cards shall:

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

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

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

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

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

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

1 access system whether the vote was counted, and if the vote was not counted, the reason that the
2 vote was not counted.

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

10 115.453. Election judges shall count votes for all candidates in the following manner:

11 (1) No candidate shall be counted as voted for, except a candidate before whose name a
12 distinguishing mark appears preceding the name and a distinguishing mark does not appear in the
13 square preceding the name of any candidate for the same office in another column. Except as
14 provided in this subdivision and subdivision (2) of this section, each candidate with a distinguishing
15 mark preceding his or her name shall be counted as voted for;

16 (2) If distinguishing marks appear next to the names of more candidates for an office than
17 are entitled to fill the office, no candidate for the office shall be counted as voted for. If more than
18 one candidate is to be nominated or elected to an office, and any voter has voted for the same
19 candidate more than once for the same office at the same election, no votes cast by the voter for the
20 candidate shall be counted;

21 (3) No vote shall be counted for any candidate that is not marked substantially in
22 accordance with the provisions of this section. The judges shall count votes marked substantially in
23 accordance with this section and section 115.456 when the intent of the voter seems clear.
24 Regulations promulgated by the secretary of state shall be used by the judges to determine voter
25 intent. No ballot containing any proper votes shall be rejected for containing fewer marks than are
26 authorized by law;

27 (4) Write-in votes shall be counted only for candidates for election to office who have filed
28 a declaration of intent to be a write-in candidate for election to office with the proper election
29 authority, who shall then notify the proper filing officer of the write-in candidate prior to 5:00 p.m.
30 on the second Friday immediately preceding the election day; except that, write-in votes shall be
31 counted only for candidates for election to state or federal office who have filed a declaration of
32 intent to be a write-in candidate for election to state or federal office with the secretary of state
33 pursuant to section 115.353 prior to 5:00 p.m. on the second Friday immediately preceding the
34 election day. No person who filed as a party or independent candidate for nomination or election to
35 an office may, without withdrawing as provided by law, file as a write-in candidate for election to
36 the same office for the same term. No candidate who files for nomination to an office and is not
37 nominated at a primary election may file a declaration of intent to be a write-in candidate for the
38 same office at the general election. When declarations are properly filed with the secretary of state,
39 the secretary of state shall promptly transmit copies of all such declarations to the proper election

1 authorities for further action pursuant to this section. The election authority shall furnish a list to the
 2 election judges and counting teams prior to election day of all write-in candidates who have filed
 3 such declaration. ~~[This subdivision shall not apply to elections wherein candidates are being elected~~
 4 ~~to an office for which no candidate has filed.]~~ No person shall file a declaration of intent to be a
 5 write-in candidate for election to any municipal office unless such person is qualified to be certified
 6 as a candidate under section 115.306;

7 (5) Write-in votes shall be cast and counted for a candidate without party designation.
 8 Write-in votes for a person cast with a party designation shall not be counted. Except for candidates
 9 for political party committees, no candidate shall be elected as a write-in candidate unless such
 10 candidate receives a separate plurality of the votes without party designation regardless of whether
 11 or not the total write-in votes for such candidate under all party and without party designations totals
 12 a majority of the votes cast;

13 (6) When submitted to the election authority, each declaration of intent to be a write-in
 14 candidate for the office of United States president shall include the name of a candidate for vice
 15 president and the name of nominees for presidential elector equal to the number to which the state is
 16 entitled. At least one qualified resident of each congressional district shall be nominated as
 17 presidential elector. Each such declaration of intent to be a write-in candidate shall be accompanied
 18 by a declaration of candidacy for each presidential elector in substantially the form set forth in
 19 subsection 3 of section 115.399. Each declaration of candidacy for the office of presidential elector
 20 shall be subscribed and sworn to by the candidate before the election official receiving the
 21 declaration of intent to be a write-in, notary public or other officer authorized by law to administer
 22 oaths.

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;

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

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

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

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

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

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

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

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

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

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

(14) Disseminating, through any means, the home address, home telephone number, mobile telephone number, personal email address, social security number, federal tax identification number, checking account number, savings account number, credit card number, marital status, or identity of a child under eighteen years of age, of an election judge, challenger, watcher, or employee or volunteer of an election authority, or a member of such person's family, for the purposes of threatening to harm or engaging in conduct reasonably calculated to harass an election judge, challenger, watcher, or employee or volunteer of an election authority or a member of such person's family or attempting to induce, influence, deceive, or pressure an election official or a member of an election official's family to violate any provision of this chapter.

2. For the purposes of this section, the term "election official" includes the election authority for the county, election judges, and other volunteers or employees of an election authority. If a violation of subdivision (12), (13), or (14) of subsection 1 of this section results in death or bodily injury to an election official or a member of the official's family, the offense shall be a class B felony.

115.646. No contribution or expenditure of public funds shall be made directly by any officer, employee, or agent of any political subdivision, ~~[including school districts and charter~~

1 schools] special district, or charter school to advocate, support, or oppose the passage or defeat of
2 any ballot measure or the nomination or election of any candidate for public office, or to direct any
3 public funds to, or pay any debts or obligations of, any committee supporting or opposing such
4 ballot measures or candidates. This section shall not be construed to prohibit any public official of a
5 political subdivision, including school districts and charter schools, from making public appearances
6 or from issuing press releases concerning any such ballot measure. Any purposeful violation of this
7 section shall be punished as a class four election offense."; and

8
9 Further amend said bill, Page 12, Section 115.904, Line 6, by inserting after all of said section and
10 line the following:

11
12 "531.050. In case any person, against whom any such information in the nature of a quo
13 warrant shall be prosecuted, shall be adjudged guilty of any usurpation of, or intrusion into, or
14 unlawfully holding and executing any office or franchise, it may be lawful for the court as well to
15 give judgment of ouster against such person from any of the said offices or franchises, as to fine
16 such person for his usurpation of, intruding into or unlawfully holding and executing any such office
17 or franchise, and to give judgment that the relator in such information named shall recover his costs
18 of such prosecution; and if judgment shall be given for the defendant in such information, he shall
19 recover his costs against such relator. Any person against whom such judgment is entered, or who
20 resigns during the pendency of the action, shall be permanently barred from holding, being
21 appointed to, or appearing on any ballot for the office for which judgment was entered or the action
22 was brought against such person."; and

23
24 Further amend said bill by amending the title, enacting clause, and intersectional references
25 accordingly.