

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for House Bill No. 794, Page 1, Section A, Line 2, by
2 inserting after all of said section and line the following:
3

4 "115.105. 1. The chair of the county committee of each political party named on the ballot
5 shall have the right to designate a challenger for each polling place, who may be present ~~[until all]~~
6 while ballots are cast on ~~[the day of]~~ election day, or in first class counties and charter counties,
7 during the absentee voting period, and a challenger for each location at which absentee ballots are
8 counted, who may be present while the ballots are being prepared for counting and counted. No
9 later than four business days before ~~[the election]~~ a challenger may enter a polling location, the chair
10 of each county committee of each political party named on the ballot shall provide signed official
11 designation forms with the names of the designated challengers and substitutes to the local election
12 authority for confirmation of eligibility to serve as a challenger. The local election authority, after
13 verifying the eligibility of each designated and substitute challenger, shall sign off on the official
14 designation forms, unless the challenger is found not to have the qualifications established by
15 subsection 4 of this section. If the election authority determines that a challenger does not meet the
16 qualifications of subsection 4 of this section, the designating party chair may designate a
17 replacement challenger and provide the local election authority with the name of the replacement
18 challenger before 5:00 p.m. of the Monday preceding the election. The designating chair may
19 substitute challengers at his or her discretion during such hours.

20 2. Challenges may only be made when the challenger believes the election laws of this state
21 have been or will be violated, and each challenger shall report any such belief to the election judges,
22 or to the election authority if not satisfied with the decision of the election judges.

23 3. Prior to the close of the polls, challengers may list and give out the names of those who
24 have voted. The listing and giving out of names of those who have voted by a challenger shall not
25 be considered giving information tending to show the state of the count.

26 4. All persons selected as challengers shall have the same qualifications required by section
27 115.085 for election judges, except that such challenger shall be a registered voter in the jurisdiction
28 of the election authority for which the challenger is designated as a challenger.

29 5. Any challenge by a challenger to a voter's identification for validity shall be made only to
30 the election judges or other election authority. If the poll challenger is not satisfied with the

Action Taken _____ Date _____

1 decision of the election judges, then he or she may report his or her belief that the election laws of
2 this state have been or will be violated to the election authority as allowed under this section.

3 115.107. 1. At every election, the chairman of the county committee of each political party
4 named on the ballot shall have the right to designate a watcher for each place votes are counted. No
5 later than four business days before a watcher may enter a polling or counting location, the chair of
6 each county committee of each political party named on the ballot shall provide signed official
7 designation forms with the names of the designated watchers and substitutes to the local election
8 authority for confirmation of eligibility to serve as a watcher. The local election authority, after
9 verifying the eligibility of each designated and substitute watcher, shall sign off on the official
10 designation forms, unless the watcher is found not to have the qualifications established by
11 subsection 5 of this section. If the election authority determines that a watcher does not meet the
12 qualifications of subsection 5 of this section, the designating party chair may designate a
13 replacement watcher and provide the local election authority with the name of the replacement
14 watcher before 5:00 p.m. of the Monday preceding the election. The designating chair may
15 substitute watchers at his or her discretion during such hours.

16 2. Watchers are to observe the counting of the votes and present any complaint of
17 irregularity or law violation to the election judges, or to the election authority if not satisfied with
18 the decision of the election judges. No watcher may be substituted for another on election day.

19 3. No watcher shall report to anyone the name of any person who has or has not voted.

20 4. A watcher may remain present until all closing certification forms are completed, all
21 equipment is closed and taken down, the transportation case for the ballots is sealed, election
22 materials are returned to the election authority or to the designated collection place for a polling
23 place, and any other duties or procedures required under sections 115.447 to 115.491 are completed.
24 A watcher may also remain present at each in-person absentee voting location in first class counties
25 and charter counties at which absentee ballots are counted or prepared for counting and may remain
26 present while such ballots are being prepared for counting and counted.

27 5. All persons selected as watchers shall have the same qualifications required by section
28 115.085 for election judges, except that such watcher shall be a registered voter in the jurisdiction of
29 the election authority for which the watcher is designated as a watcher."; and

30
31 Further amend said bill by amending the title, enacting clause, and intersectional references
32 accordingly.