

**HOUSE**

**AMENDMENT NO. \_\_\_\_\_**

**Offered by**

**of**

1 AMEND House Bill No. 1219, Page 1, In the Title, Lines 2 and 3,  
2 by deleting all of said lines and inserting in lieu thereof the  
3 following:

4 "To repeal sections 115.257, 115.291, and 115.293, RSMo, and  
5 sections 115.277 and 115.283 as enacted by house committee  
6 substitute for senate substitute for senate committee substitute  
7 for senate bill no. 116, ninety-seventh general assembly, first  
8 regular session, and to enact in lieu thereof five new sections  
9 relating to absentee ballots, with an emergency clause for  
10 certain sections"; and  
11

12 Further amend said bill, Page 1, Section A, Lines 1 and 2,  
13 by deleting all of said lines and inserting in lieu thereof the  
14 following:

15 "Section A. Sections 115.257, 115.291, and 115.293, RSMo,  
16 and sections 115.277 and 115.283 as enacted by house committee  
17 substitute for senate substitute for senate committee substitute  
18 for senate bill no. 116, ninety-seventh general assembly, first  
19 regular session, are repealed and five new sections enacted in  
20 lieu thereof, to be known as sections 115.257, 115.277, 115.283,  
21 115.291, and 115.293, to read"; and  
22

23 Further amend said bill, Page 2, Section 115.257, Line 31,  
24 by inserting after all of said line the following:

25 "115.277. 1. Except as provided in subsections 2, 3, 4,  
26 and 5 of this section, any registered voter of this state may  
27 vote by absentee ballot for all candidates and issues for which  
28 such voter would be eligible to vote at the polling place if such  
29 voter expects to be prevented from going to the polls to vote on

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Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 election day due to:

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

4 (2) Incapacity or confinement due to illness or physical  
5 disability, including a person who is primarily responsible for  
6 the physical care of a person who is incapacitated or confined  
7 due to illness or disability;

8 (3) Religious belief or practice;

9 (4) Employment as an election authority, as a member of an  
10 election authority, or by an election authority at a location  
11 other than such voter's polling place;

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

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

17 2. Any person in federal service, as defined in section  
18 115.275, who is eligible to register and vote in this state but  
19 is not registered may vote only in the election of presidential  
20 and vice presidential electors, United States senator and  
21 representative in Congress even though the person is not  
22 registered. Each person in federal service may vote by absentee  
23 ballot or, upon submitting an affidavit that the person is  
24 qualified to vote in the election, may vote at the person's  
25 polling place.

26 3. Any interstate former resident, as defined in section  
27 115.275, may vote by absentee ballot for presidential and vice  
28 presidential electors.

29 4. Any intrastate new resident, as defined in section  
30 115.275, may vote by absentee ballot at the election for  
31 presidential and vice presidential electors, United States  
32 senator, representative in Congress, statewide elected officials  
33 and statewide questions, propositions and amendments from such  
34 resident's new jurisdiction of residence after registering to  
35 vote in such resident's new jurisdiction of residence.

36 5. Any new resident, as defined in section 115.275, may  
37 vote by absentee ballot for presidential and vice presidential

1 electors after registering to vote in such resident's new  
2 jurisdiction of residence.

3 115.283. 1. Each ballot envelope shall bear a statement on  
4 which the voter shall state the voter's name, the voter's voting  
5 address, the voter's mailing address and the voter's reason for  
6 voting an absentee ballot. On the form, the voter shall also  
7 state under penalties of perjury that the voter is qualified to  
8 vote in the election, that the voter has not previously voted and  
9 will not vote again in the election, that the voter has  
10 personally marked the voter's ballot in secret or supervised the  
11 marking of the voter's ballot if the voter is unable to mark it,  
12 that the ballot has been placed in the ballot envelope and sealed  
13 by the voter or under the voter's supervision if the voter is  
14 unable to seal it, and that all information contained in the  
15 statement is true. In addition, any person providing assistance  
16 to the absentee voter shall include a statement on the envelope  
17 identifying the person providing assistance under penalties of  
18 perjury. Persons authorized to vote only for federal and  
19 statewide officers shall also state their former Missouri  
20 residence.

21 2. The statement for persons voting absentee ballots who  
22 are registered voters shall be in substantially the following  
23 form:

24  
25 State of Missouri  
26 County (City) of .....

27  
28 I, ..... (print name), a registered voter of  
29 ..... County (City of St. Louis, Kansas City), declare  
30 under the penalties of perjury that I expect to be prevented from  
31 going to the polls on election day due to (check one):  
32 ..... absence on election day from the jurisdiction of the  
33 election authority in which I am registered;  
34 ..... incapacity or confinement due to illness or physical  
35 disability, including caring for a person who is incapacitated or  
36 confined due to illness or disability;  
37 ..... religious belief or practice;

1 ..... employment as an election authority or by an election  
2 authority at a location other than my polling place;  
3 ..... incarceration, although I have retained all the  
4 necessary qualifications for voting  
5 ..... certified participation in the address confidentiality  
6 program established under sections 589.660 to 589.681 because of  
7 safety concerns.

8  
9 I hereby state under penalties of perjury that I am qualified to  
10 vote at this election; I have not voted and will not vote other  
11 than by this ballot at this election. I further state that I  
12 marked the enclosed ballot in secret or that I am blind, unable  
13 to read or write English, or physically incapable of marking the  
14 ballot, and the person of my choosing indicated below marked the  
15 ballot at my direction; all of the information on this statement  
16 is, to the best of my knowledge and belief, true.

17	
18	.....
19	Signature of Voter
20	Signature of Person
21	Assisting Voter
21	(if applicable)
22	Signed .....
23	Signed ..... before me this ..... day
24	Address of Voter of ....., .....
25	.....
26	.....
27	Mailing addresses
28	(if different)
29	Signature of notary or other officer authorized to administer oaths

30           3. The statement for persons voting absentee ballots  
31 pursuant to the provisions of subsection 2, 3, 4, or 5 of section  
32 115.277 without being registered shall be in substantially the  
33 following form:

34  
35 State of Missouri  
36 County (City) of .....

1 I, ..... (print name), declare under the  
2 penalties of perjury that I am a citizen of the United States and  
3 eighteen years of age or older. I am not adjudged incapacitated  
4 by any court of law, and if I have been convicted of a felony or  
5 of a misdemeanor connected with the right of suffrage, I have had  
6 the voting disabilities resulting from such conviction removed  
7 pursuant to law. I hereby state under penalties of perjury that  
8 I am qualified to vote at this election.

9 I am (check one):  
10 ..... a resident of the state of Missouri and a registered voter  
11 in ..... County and moved from that county to  
12 ..... County, Missouri, after the last day to  
13 register to vote in this election.  
14 ..... an interstate former resident of Missouri  
15 and authorized to vote for presidential and vice presidential  
16 electors.

17  
18 I further state under penalties of perjury that I have not voted  
19 and will not vote other than by this ballot at this election; I  
20 marked the enclosed ballot in secret or am blind, unable to read  
21 or write English, or physically incapable of marking the ballot,  
22 and the person of my choosing indicated below marked the ballot  
23 at my direction; all of the information on this statement is, to  
24 the best of my knowledge and belief, true.

25  
26 ..... Subscribed to and sworn  
27 Signature of Voter before me this ..... day  
28 of ....., .....  
29 .....  
30 .....  
31 Address of Voter Signature of notary or  
32 other officer authorized  
33 to administer oaths  
34 .....  
35 Mailing Address (if different).....  
36 .....  
37 .....  
.....

1 Signature of Person Address of Last  
2 Assisting Voter Missouri Residence  
3 (if applicable)

4 4. The statement for persons voting absentee ballots who  
5 are entitled to vote at the election pursuant to the provisions  
6 of subsection 2 of section 115.137 shall be in substantially the  
7 following form:

8  
9 State of Missouri  
10 County (City) of .....

11  
12 I, ..... (print name), declare  
13 under the penalties of perjury that I expect to be prevented from  
14 going to the polls on election day due to (check one):

- 15 ..... absence on election day from the jurisdiction of the
- 16 election authority in which I am directed to vote;
- 17 ..... incapacity or confinement due to illness or physical
- 18 disability, including caring for a person who is incapacitated or
- 19 confined due to illness or disability;
- 20 ..... religious belief or practice;
- 21 ..... employment as an election authority or by an election
- 22 authority at a location other than my polling place;
- 23 ..... incarceration, although I have retained all the
- 24 necessary qualifications of voting;
- 25 ..... certified participation in the address confidentiality
- 26 program established under sections 589.660 to 589.681 because of
- 27 safety concerns.

28  
29 I hereby state under penalties of perjury that I own property in  
30 the ..... district and am qualified to vote at  
31 this election; I have not voted and will not vote other than by  
32 this ballot at this election. I further state that I marked the  
33 enclosed ballot in secret or that I am blind, unable to read and  
34 write English, or physically incapable of marking the ballot, and  
35 the person of my choosing indicated below marked the ballot at my  
36 direction; all of the information on this statement is, to the  
37 best of my knowledge and belief, true.

1 ..... Subscribed and sworn  
2 Signature of Voter to before me this .....  
3 day of ....., .....  
4 .....  
5 .....  
6 Address Signature of notary or  
7 other officer authorized  
8 to administer oaths  
9 .....

10 Signature of Person  
11 Assisting Voter  
12 (if applicable)

13 5. The statement for persons providing assistance to  
14 absentee voters shall be in substantially the following form:  
15 The voter needed assistance in marking the ballot and signing  
16 above, because of blindness, other physical disability, or  
17 inability to read or to read English. I marked the ballot  
18 enclosed in this envelope at the voter's direction, when I was  
19 alone with the voter, and I had no other communication with the  
20 voter as to how he or she was to vote. The voter swore or  
21 affirmed the voter affidavit above and I then signed the voter's  
22 name and completed the other voter information above. Signed  
23 under the penalties of perjury.

24  
25 Reason why voter needed assistance: .....

26 ASSISTING PERSON SIGN HERE

- 27 1. .... (signature of assisting person)
- 28 2. .... (assisting person's name printed)
- 29 3. .... (assisting person's residence)
- 30 4. .... (assisting person's home city or town).
- 31 6. Notwithstanding any other provision of this section, any  
32 covered voter as defined in section 115.902 or persons who have  
33 declared themselves to be permanently disabled pursuant to  
34 section 115.284, otherwise entitled to vote, shall not be  
35 required to obtain a notary seal or signature on his or her  
36 absentee ballot.
- 37 7. Notwithstanding any other provision of this section or

1 section 115.291 to the contrary, the subscription, signature and  
2 seal of a notary or other officer authorized to administer oaths  
3 shall not be required on any ballot, ballot envelope, or  
4 statement required by this section if the reason for the voter  
5 voting absentee is due to the reasons established pursuant to  
6 subdivision (2) of subsection 1 of section 115.277.

7 8. No notary shall charge or collect a fee for notarizing  
8 the signature on any absentee ballot or absentee voter  
9 registration.

10 9. A notary public who charges more than the maximum fee  
11 specified or who charges or collects a fee for notarizing the  
12 signature on any absentee ballot or absentee voter registration  
13 is guilty of official misconduct."; and  
14

15 Further amend said bill, Page 3, Section 115.293, Line 11,  
16 by inserting after all of said line the following:

17 "Section B. Because immediate action is necessary to allow  
18 the provisions of sections 115.227 and 115.283 of this act to  
19 apply to election procedures before August 28, 2014, in order to  
20 protect the security needs of victims of domestic violence, rape,  
21 sexual assault, or stalking, sections 115.277 and 115.283 of this  
22 act are deemed necessary for the immediate preservation of the  
23 public health, welfare, peace, and safety, and are hereby  
24 declared to be an emergency act within the meaning of the  
25 constitution, and sections 115.277 and 115.283 of this act shall  
26 be in full force and effect upon July 1, 2014, or upon its  
27 passage and approval, whichever first occurs."; and  
28

29 Further amend said title, enacting clause and intersectional  
30 references accordingly.