

HOUSE

AMENDMENT NO. _____

Offered by

of

1 AMEND House Committee Substitute for House Bill No. 1739, Page 1,
2 In the Title, Lines 2 and 3, by deleting all of said lines and
3 inserting in lieu thereof the following:

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

10
11 Further amend said bill, Page 1, Section A, Lines 1 and 2,
12 by deleting all of said lines and inserting in lieu thereof the
13 following:

14 "Section A. Sections 115.277 and 115.283 as enacted by
15 house committee substitute for senate substitute for senate
16 committee substitute for senate bill no. 116, ninety-seventh
17 general assembly, first regular session, are repealed and three
18 new sections enacted in lieu thereof, to be known as sections
19 115.277, 115.283, and 115.960, to read as follows:

20 115.277. 1. Except as provided in subsections 2, 3, 4, and
21 5 of this section, any registered voter of this state may vote by
22 absentee ballot for all candidates and issues for which such
23 voter would be eligible to vote at the polling place if such
24 voter expects to be prevented from going to the polls to vote on
25 election day due to:

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

28 (2) Incapacity or confinement due to illness or physical
29 disability, including a person who is primarily responsible for

Action Taken _____ Date _____

1 the physical care of a person who is incapacitated or confined
2 due to illness or disability;

3 (3) Religious belief or practice;

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

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

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

12 2. Any person in federal service, as defined in section
13 115.275, who is eligible to register and vote in this state but
14 is not registered may vote only in the election of presidential
15 and vice presidential electors, United States senator and
16 representative in Congress even though the person is not
17 registered. Each person in federal service may vote by absentee
18 ballot or, upon submitting an affidavit that the person is
19 qualified to vote in the election, may vote at the person's
20 polling place.

21 3. Any interstate former resident, as defined in section
22 115.275, may vote by absentee ballot for presidential and vice
23 presidential electors.

24 4. Any intrastate new resident, as defined in section
25 115.275, may vote by absentee ballot at the election for
26 presidential and vice presidential electors, United States
27 senator, representative in Congress, statewide elected officials
28 and statewide questions, propositions and amendments from such
29 resident's new jurisdiction of residence after registering to
30 vote in such resident's new jurisdiction of residence.

31 5. Any new resident, as defined in section 115.275, may
32 vote by absentee ballot for presidential and vice presidential
33 electors after registering to vote in such resident's new
34 jurisdiction of residence.

35 115.283. 1. Each ballot envelope shall bear a statement on
36 which the voter shall state the voter's name, the voter's voting
37 address, the voter's mailing address and the voter's reason for

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

16 2. The statement for persons voting absentee ballots who
17 are registered voters shall be in substantially the following
18 form:

19
20 State of Missouri
21 County (City) of

22
23 I, (print name), a registered voter of
24 County (City of St. Louis, Kansas City), declare
25 under the penalties of perjury that I expect to be prevented from
26 going to the polls on election day due to (check one):
27 absence on election day from the jurisdiction of the
28 election authority in which I am registered;
29 incapacity or confinement due to illness or physical
30 disability, including caring for a person who is incapacitated or
31 confined due to illness or disability;
32 religious belief or practice;
33 employment as an election authority or by an election
34 authority at a location other than my polling place;
35 incarceration, although I have retained all the
36 necessary qualifications for voting
37 certified participation in the address confidentiality

1 program established under sections 589.660 to 589.681 because of
 2 safety concerns.

3
 4 I hereby state under penalties of perjury that I am qualified to
 5 vote at this election; I have not voted and will not vote other
 6 than by this ballot at this election. I further state that I
 7 marked the enclosed ballot in secret or that I am blind, unable
 8 to read or write English, or physically incapable of marking the
 9 ballot, and the person of my choosing indicated below marked the
 10 ballot at my direction; all of the information on this statement
 11 is, to the best of my knowledge and belief, true.

12
 13
 14 Signature of Voter Signature of Person
 15 Assisting Voter
 16 (if applicable)
 17 Signed Subscribed and sworn to
 18 Signed before me this day
 19 Address of Voter of, ..
 20
 21
 22 Mailing addresses Signature of notary or
 23 (if different) other officer authorized
 24 to administer oaths

25 3. The statement for persons voting absentee ballots
 26 pursuant to the provisions of subsection 2, 3, 4, or 5 of section
 27 115.277 without being registered shall be in substantially the
 28 following form:
 29

30 State of Missouri
 31 County (City) of

32
 33 I, (print name), declare under the
 34 penalties of perjury that I am a citizen of the United States and
 35 eighteen years of age or older. I am not adjudged incapacitated
 36 by any court of law, and if I have been convicted of a felony or
 37 of a misdemeanor connected with the right of suffrage, I have had

1 the voting disabilities resulting from such conviction removed
2 pursuant to law. I hereby state under penalties of perjury that
3 I am qualified to vote at this election.

4 I am (check one):

5 a resident of the state of Missouri and a registered voter
6 in County and moved from that county to
7 County, Missouri, after the last day to
8 register to vote in this election.

9 an interstate former resident of Missouri
10 and authorized to vote for presidential and vice presidential
11 electors.

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

21	.....	Subscribed to and sworn
22	Signature of Voter	before me this day
23		of,
24	.....
25	.....	.....
26	Address of Voter	Signature of notary or
27		other officer authorized
28		to administer oaths
29	.....	.....
30	Mailing Address (if different).....	
31		.....
32	.....	.....
33	Signature of Person	Address of Last
34	Assisting Voter	Missouri Residence
35		(if applicable)

36 4. The statement for persons voting absentee ballots who
37 are entitled to vote at the election pursuant to the provisions

1 of subsection 2 of section 115.137 shall be in substantially the
2 following form:

3
4 State of Missouri
5 County (City) of

6
7 I, (print name), declare
8 under the penalties of perjury that I expect to be prevented from
9 going to the polls on election day due to (check one):

10 absence on election day from the jurisdiction of the
11 election authority in which I am directed to vote;

12 incapacity or confinement due to illness or physical
13 disability, including caring for a person who is incapacitated or
14 confined due to illness or disability;

15 religious belief or practice;

16 employment as an election authority or by an election
17 authority at a location other than my polling place;

18 incarceration, although I have retained all the
19 necessary qualifications of voting;

20 certified participation in the address confidentiality
21 program established under sections 589.660 to 589.681 because of
22 safety concerns.

23
24 I hereby state under penalties of perjury that I own property in
25 the district and am qualified to vote at
26 this election; I have not voted and will not vote other than by
27 this ballot at this election. I further state that I marked the
28 enclosed ballot in secret or that I am blind, unable to read and
29 write English, or physically incapable of marking the ballot, and
30 the person of my choosing indicated below marked the ballot at my
31 direction; all of the information on this statement is, to the
32 best of my knowledge and belief, true.

33
34 Subscribed and sworn
35 Signature of Voter to before me this
36 day of,
37

1 Signature of notary or

2 Address other officer authorized
3 to administer oaths
4

5

6 Signature of Person

7 Assisting Voter

8 (if applicable)

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

20
21 Reason why voter needed assistance:

22 ASSISTING PERSON SIGN HERE

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

33 7. Notwithstanding any other provision of this section or
34 section 115.291 to the contrary, the subscription, signature and
35 seal of a notary or other officer authorized to administer oaths
36 shall not be required on any ballot, ballot envelope, or
37 statement required by this section if the reason for the voter

1 voting absentee is due to the reasons established pursuant to
2 subdivision (2) of subsection 1 of section 115.277.

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

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

10
11 Further amend said bill, Page 3, Section 115.960, Line 84,
12 by inserting after all of said line the following:

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

24
25 Further amend said title, enacting clause and intersectional
26 references accordingly.