

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 1936, Page 4, Section 115.123, Line 21,
2 by inserting after all of said section and line the following:
3

4 "115.275. As used in sections 115.275 to 115.304, unless the context clearly indicates
5 otherwise, the following terms shall mean:

6 (1) "Absentee ballot", any of the ballots a person is authorized to cast away from a polling
7 place pursuant to the provisions of sections 115.275 to 115.304, except advance ballots;

8 (2) "Advance ballot", any of the ballots a person is authorized to cast under section 115.276;

9 (3) "Interstate former resident", a former resident and registered voter in this state who
10 moves from Missouri to another state after the deadline to register to vote in any presidential election
11 in the new state and who otherwise possesses the qualifications to register and vote in such state;

12 [(3)] (4) "Intrastate new resident", a registered voter of this state who moves from one
13 election authority's jurisdiction in the state to another election authority's jurisdiction in the state
14 after the last day authorized in this chapter to register to vote in an election and otherwise possesses
15 the qualifications to vote;

16 [(4)] (5) "New resident", a person who moves to this state after the last date authorized in
17 this chapter to register to vote in any presidential election;

18 [(5)] (6) "Persons in federal service" includes:

19 (a) Members of the Armed Forces of the United States, while in active service, and their
20 spouses and dependents;

21 (b) Active members of the Merchant Marine of the United States and their spouses and
22 dependents;

23 (c) Civilian employees of the United States government working outside the boundaries of
24 the United States, and their spouses and dependents;

25 (d) Active members of religious or welfare organizations assisting servicemen, and their
26 spouses and dependents;

27 (e) Persons who have been honorably discharged from the Armed Forces or who have
28 terminated their service or employment in any group mentioned in this section within sixty days of
29 an election, and their spouses and dependents.

30 115.276. 1. Any registered voter of this state may vote by advance ballot in person at a

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1 central voting location in the jurisdiction in which the voter is registered or at other sites authorized
2 by this section. The advance voting period shall begin the third Wednesday before an election.

3 2. All election authorities shall conduct advance voting at a central voting location
4 designated by the election authority until close of regular business hours on the Wednesday
5 immediately before the election.

6 3. For all federal elections and for all such other elections as the election authority shall
7 designate, the election authorities shall establish sites other than the central voting location as
8 additional sites in which to vote by advance ballot in person beginning the third Wednesday before
9 the election and ending at the close of regular business hours on the Wednesday before the election
10 as follows:

11 (1) In addition to conducting advance voting at the central voting location, each jurisdiction
12 shall provide a satellite site for every fifty thousand registered voters in that jurisdiction, except that
13 no election authority shall provide more than six such satellites to conduct advance voting;

14 (2) In addition to conducting advance voting at the central voting location, any jurisdiction
15 with fewer than fifty thousand registered voters may provide satellite sites, except that no election
16 authority shall provide more than six such satellites to conduct advance voting;

17 (3) For purposes of this section, the number of registered voters shall be determined by the
18 number of registered voters in each jurisdiction in the previous general election;

19 (4) In determining the location of the satellite sites, the election authority shall consider
20 factors, including but not limited to, the geographic location and demographics of registered voters
21 in the previous general election and current United States census data to ensure nondiscrimination in
22 the representation of the community served to the greatest extent possible;

23 (5) The election authority shall provide adequate public notice of the designated central
24 voting location and the satellite sites, including but not limited to, posting this information at the
25 election authority's office, on the website of the election authority, and by such other methods as the
26 election authority may select. The location of a satellite site may be changed to a different location
27 during the advance voting period. The election authority shall provide adequate public notice of any
28 change, including but not limited to, posting this information at the election authority's office, at the
29 original location of the satellite site, on the website of the election authority, and by such other
30 methods as the election authority may select;

31 (6) The election authority shall appoint at least one judge from each major political party to
32 serve at each satellite site. No major political party shall have a majority of the judges at any satellite
33 site. No established party shall have a greater number of judges at any satellite than any major
34 political party.

35 4. The hours for advance voting shall be regular business hours as required by section
36 115.057 and shall include Saturday until 12:00 p.m. For purposes of this section, regular business
37 hours shall not begin earlier than 7:00 a.m., nor shall they extend beyond 7:00 p.m.

38 5. Except as otherwise required by this chapter, procedures for casting an advance ballot in
39 person shall be the same as the procedures contained in sections 115.407 to 115.445.

40 6. Procedures for counting advance ballots shall be the same as the procedures contained in
41 sections 115.447 to 115.525.

1 7. This section shall not affect the election authority's ability to appoint bipartisan teams to
2 deliver absentee ballots under section 115.287.

3 8. The election judge shall not allow any person who has voted an advance ballot in the
4 election to vote at the polls on election day. If it is determined that any voter submitted an advance
5 ballot and voted at the polls on election day, such person, having voted more than once, is guilty of a
6 class one election offense under section 115.631, and the election authority shall certify that fact and
7 the name of the voter to the verification board. Such certificate shall be included with the abstracts
8 drawn by the verification board.

9 9. All costs associated with the implementation of advance voting as authorized by this
10 section shall be reimbursed from the general revenue of this state.

11 10. This section shall become effective January 1, 2015.

12 115.289. 1. [Except as provided in subsection 3 of this section, as applications for absentee
13 ballots are received, the election authority shall list the name, voting address and mailing address, if
14 different, of each applicant. Any person authorized under subsection 2 of this section may copy the
15 list, and the election authority may make copies of the list available to such persons for a reasonable
16 fee determined by the election authority] Any person who knowingly discloses confidential
17 information in violation of this section shall be guilty of a class four election offense.

18 2. Except as provided in subsection 4 of this section, all lists of applications for absentee
19 ballots or information listed under this section relating to voters who cast an advance ballot shall be
20 kept confidential to the extent that such lists [of applications] shall not be posted or displayed in any
21 area open to the general public, nor shall such lists [of applications] be shown to any person who is
22 not entitled to see such lists [of applications], either pursuant to the provisions of this chapter or any
23 other provisions of law. [Persons entitled to see such lists shall include a candidate or a duly
24 authorized representative of a campaign committee as defined in section 130.011, RSMo, or any
25 person with written authorization from a candidate, or any person that has applied for an absentee
26 ballot.]

27 3. [In each city not within a county, in each county of the first classification having a
28 population of more than nine hundred thousand inhabitants, in each county of the first classification
29 containing the major portion of a city which has over three hundred thousand inhabitants, and in that
30 portion of each city which has over three hundred thousand inhabitants and located in more than one
31 county, situated in the county containing the major portion of the city,] As applications for absentee
32 ballots are received or advance ballots are cast, the election authority shall list the name, voting
33 address and mailing address, if different, of each applicant and of each voter who casts an advance
34 ballot. Prior to 8:00 a.m. on the Friday before an election all absentee ballot applications, lists of
35 absentee ballot applications, [or] any information contained on the absentee ballot applications, or
36 any information listed under this section relating to voters who cast an advance ballot shall be kept
37 confidential. Use of the applications, lists or information contained thereon by the election authority
38 prior to 8:00 a.m. on the Friday before an election for purposes other than processing absentee
39 ballots shall be deemed a class one election offense. After 8:00 a.m. on the Friday before an election
40 any person authorized under subsection 4 of this section may copy the list, and the election authority
41 may make copies of the list available to such persons for a reasonable fee determined by the election

1 authority.

2 4. [In each city not within a county, in each county of the first classification having a
3 population of more than nine hundred thousand inhabitants, in each county of the first classification
4 containing the major portion of a city which has over three hundred thousand inhabitants, and in that
5 portion of each city which has over three hundred thousand inhabitants and located in more than one
6 county, situated in the county containing the major portion of the city,] After 8:00 a.m. on the Friday
7 before an election, all lists of applications for absentee ballots or information listed under this section
8 relating to voters who cast an advance ballot shall be kept confidential to the extent that such lists [of
9 applications] shall not be posted or displayed in any area open to the general public, nor shall such
10 lists [of applications] be shown to any person who is not entitled to see such lists [of applications],
11 either pursuant to the provisions of this chapter or any other provisions of law. Persons entitled to
12 see such lists shall include a candidate or a duly authorized representative of a campaign committee
13 as defined in section 130.011, or any person with written authorization from a candidate, or any
14 person that has applied for an absentee ballot or who has cast an advance ballot. Any person
15 authorized under this subsection may copy the list, and the election authority may make copies of the
16 list available to such persons for a reasonable fee determined by the election authority."; and
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18 Further amend said bill, Section 115.621, Page 6, Line 43, by inserting after all of said section and
19 line the following:

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21 "115.637. The following offenses, and any others specifically so described by law, shall be
22 class four election offenses and are deemed misdemeanors not connected with the exercise of the
23 right of suffrage. Conviction for any of these offenses shall be punished by imprisonment of not
24 more than one year or by a fine of not more than two thousand five hundred dollars or by both such
25 imprisonment and fine:

26 (1) Stealing or willfully concealing, defacing, mutilating, or destroying any sample ballots
27 that may be furnished by an organization or individual at or near any voting place on election day,
28 except that this subdivision shall not be construed so as to interfere with the right of an individual
29 voter to erase or cause to be erased on a sample ballot the name of any candidate and substituting the
30 name of the person for whom he intends to vote; or to dispose of the received sample ballot;

31 (2) Printing, circulating, or causing to be printed or circulated, any false and fraudulent
32 sample ballots which appear on their face to be designed as a fraud upon voters;

33 (3) Purposefully giving a printed or written sample ballot to any qualified voter which is
34 intended to mislead the voter;

35 (4) On the part of any candidate for election to any office of honor, trust, or profit, offering
36 or promising to discharge the duties of such office for a less sum than the salary, fees, or emoluments
37 as fixed by law or promising to pay back or donate to any public or private interest any portion of
38 such salary, fees, or emolument as an inducement to voters;

39 (5) On the part of any canvasser appointed to canvass any registration list, willfully failing to
40 appear, refusing to continue, or abandoning such canvass or willfully neglecting to perform his
41 duties in making such canvass or willfully neglecting any duties lawfully assigned to him;

1 (6) On the part of any employer, making, enforcing, or attempting to enforce any order, rule,
2 or regulation or adopting any other device or method to prevent an employee from engaging in
3 political activities, accepting candidacy for nomination to, election to, or the holding of, political
4 office, holding a position as a member of a political committee, soliciting or receiving funds for
5 political purpose, acting as chairman or participating in a political convention, assuming the conduct
6 of any political campaign, signing, or subscribing his name to any initiative, referendum, or recall
7 petition, or any other petition circulated pursuant to law;

8 (7) On the part of any person authorized or employed to print official ballots, or any person
9 employed in printing ballots, giving, delivering, or knowingly permitting to be taken any ballot to or
10 by any person other than the official under whose direction the ballots are being printed, any ballot in
11 any form other than that prescribed by law, or with unauthorized names, with names misspelled, or
12 with the names of candidates arranged in any way other than that authorized by law;

13 (8) On the part of any election authority or official charged by law with the duty of
14 distributing the printed ballots, or any person acting on his behalf, knowingly distributing or causing
15 to be distributed any ballot in any manner other than that prescribed by law;

16 (9) Any person having in his possession any official ballot, except in the performance of his
17 duty as an election authority or official, or in the act of exercising his individual voting privilege;

18 (10) Willfully mutilating, defacing, or altering any ballot before it is delivered to a voter;

19 (11) On the part of any election judge, willfully absenting himself from the polls on election
20 day without good cause or willfully detaining any election material or equipment and not causing it
21 to be produced at the voting place at the opening of the polls or within fifteen minutes thereafter;

22 (12) On the part of any election authority or official, willfully neglecting, refusing, or
23 omitting to perform any duty required of him by law with respect to holding and conducting an
24 election, receiving and counting out the ballots, or making proper returns;

25 (13) On the part of any election judge, or party watcher or challenger, furnishing any
26 information tending in any way to show the state of the count to any other person prior to the closing
27 of the polls;

28 (14) On the part of any voter, except as otherwise provided by law, allowing his ballot to be
29 seen by any person with the intent of letting it be known how he is about to vote or has voted, or
30 knowingly making a false statement as to his inability to mark his ballot;

31 (15) On the part of any election judge, disclosing to any person the name of any candidate
32 for whom a voter has voted;

33 (16) Interfering, or attempting to interfere, with any voter inside a polling place;

34 (17) On the part of any person at any registration site, polling place, counting location or
35 verification location, causing any breach of the peace or engaging in disorderly conduct, violence, or
36 threats of violence whereby such registration, election, count or verification is impeded or interfered
37 with;

38 (18) Exit polling, surveying, sampling, electioneering, distributing election literature,
39 posting signs or placing vehicles bearing signs with respect to any candidate or question to be voted
40 on at an election on election day inside the building in which a polling place is located or within
41 [twenty-five] one hundred feet of the building's outer door closest to the polling place, or, on the part

1 of any person, refusing to remove or permit removal from property owned or controlled by him, any
2 such election sign or literature located within such distance on such day after request for removal by
3 any person;

4 (19) Stealing or willfully defacing, mutilating, or destroying any campaign yard sign on
5 private property, except that this subdivision shall not be construed to interfere with the right of any
6 private property owner to take any action with regard to campaign yard signs on the owner's property
7 and this subdivision shall not be construed to interfere with the right of any candidate, or the
8 candidate's designee, to remove the candidate's campaign yard sign from the owner's private property
9 after the election day."; and

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11 Further amend said bill by amending the title, enacting clause, and intersectional references
12 accordingly.