

SECOND REGULAR SESSION

SENATE BILL NO. 893

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR KRAUS.

Read 1st time February 19, 2014, and ordered printed.

TERRY L. SPIELER, Secretary.

6141S.011

AN ACT

To repeal sections 115.121, 115.341, and 115.349, RSMo, and to enact in lieu thereof three new sections relating to the date of the state primary election.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 115.121, 115.341, and 115.349, RSMo, are repealed
2 and three new sections enacted in lieu thereof, to be known as sections 115.121,
3 115.341, and 115.349, to read as follows:

115.121. 1. The general election day shall be the first Tuesday after the
2 first Monday in November of even-numbered years.

3 2. The primary election day shall be the **[first] third** Tuesday after the
4 first Monday in **[August] June** of even-numbered years.

5 3. The election day for the election of political subdivision and special
6 district officers shall be the first Tuesday after the first Monday in April each
7 year; and shall be known as the general municipal election day.

8 4. In addition to the primary election day provided for in subsection 2 of
9 this section, for the year 2003, the first Tuesday after the first Monday in August,
10 2003, also shall be a primary election day for the purpose of permitting school
11 districts and other political subdivisions of Missouri to incur debt in accordance
12 with the provisions of article VI, section 26(a) through 26(g) of the Missouri
13 Constitution, with the approval of four-sevenths of the eligible voters of such
14 school district or other political subdivision voting thereon, to provide funds for
15 the acquisition, construction, equipping, improving, restoration, and furnishing
16 of facilities to replace, repair, reconstruct, reequip, restore, and refurbish
17 facilities damaged, destroyed, or lost due to severe weather, including, without
18 limitation, windstorms, hail storms, flooding, tornadic winds, rainstorms and the

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 like which occurred during the month of April or May, 2003.

20 5. Notwithstanding the provisions of subsection 1 of section 115.125, the
21 officer or agency calling an election on the first Tuesday after the first Monday
22 of August, 2003, shall notify the election authorities responsible for conducting
23 the election not later than 5:00 p.m. on the sixth Tuesday prior to the
24 election. For purposes of any such election, all references in section 115.125 to
25 the tenth Tuesday prior to such election shall be deemed to refer to the sixth
26 Tuesday prior to such election.

27 6. In addition to the general election day provided for in subsection 1 of
28 this section, for the year 2009 the first Tuesday after the first Monday in
29 November shall be a general election day for the purpose of permitting school
30 districts to incur debt in accordance with the provisions of article VI, section 26(a)
31 through 26(g) of the Missouri Constitution, with the approval of four-sevenths of
32 the eligible voters of such school district, to provide funds for school districts to
33 acquire, construct, equip, improve, restore, and furnish public school facilities in
34 accordance with the provisions of Section 54F of the Internal Revenue Code of
35 1986, as amended, which provides for qualified school construction bonds and the
36 provisions of Section 54AA of the Internal Revenue Code of 1986, as amended,
37 which provides for build America bonds, as well as in accordance with the
38 provisions of Section 103 of the Internal Revenue Code of 1986, as amended,
39 which provides for traditional government bonds.

 115.341. For the nomination of candidates to be elected at the next
2 general election, a primary election shall be held on the **[first] third** Tuesday
3 after the first Monday in **[August] June** of even-numbered years.

 115.349. 1. Except as otherwise provided in sections 115.361 to 115.383
2 or sections 115.755 to 115.785, no candidate's name shall be printed on any
3 official primary ballot unless the candidate has filed a written declaration of
4 candidacy in the office of the appropriate election official by 5:00 p.m. on the
5 **[last] first** Tuesday in **[March] February** immediately preceding the primary
6 election.

7 2. No declaration of candidacy for nomination in a primary election shall
8 be accepted for filing prior to 8:00 a.m. on the **[last] second** Tuesday in
9 **[February] January** immediately preceding the primary election.

10 3. Each declaration of candidacy for nomination in a primary election
11 shall state the candidate's full name, residence address, office for which such
12 candidate proposes to be a candidate, the party ticket on which he or she wishes

13 to be a candidate and that if nominated and elected he or she will qualify. The
14 declaration shall be in substantially the following form:

15 I,, a resident and registered voter of the county of and the
16 state of Missouri, residing at, do announce myself a candidate for the office
17 of on the party ticket, to be voted for at the primary election to be held
18 on the day of, ..., and I further declare that if nominated and elected to
19 such office I will qualify.

20	Subscribed and sworn to
21 Signature of candidate	before me this day
22	of,
23
24 Residence address	Signature of election
25	official or other officer
26	authorized to administer oaths

27

28 Mailing address (if different)

29

30 Telephone Number (Optional)

31 If the declaration is to be filed in person, it shall be subscribed and sworn to by
32 the candidate before an official authorized to accept his or her declaration of
33 candidacy. If the declaration is to be filed by certified mail pursuant to the
34 provisions of subsection 2 of section 115.355, it shall be subscribed and sworn to
35 by the candidate before a notary public or other officer authorized by law to
36 administer oaths.

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