

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ Of \_\_\_\_\_

Amend SS/SCS/Senate Bill No. 592, Page 2, Section A, Line 6,

2 by inserting after all of said line the following:

3 "21.110. If the governor receives any resignation or notice  
4 of vacancy, or if he is satisfied of the death of any member of  
5 either house, during the recess, he shall, [without delay] within  
6 thirty days, issue a writ of election to supply the vacancy.

7 26.018. In case of death, resignation, removal from  
8 office, conviction after impeachment, or vacancy from any cause  
9 in the office of lieutenant governor at any time prior to one  
10 hundred twenty days before the general election after the  
11 lieutenant governor's term begins, the governor shall, within  
12 thirty days, issue a writ of election to fill the vacancy for the  
13 remainder of the term in which such vacancy occurred and until  
14 the successor is elected, commissioned, and qualified. Such  
15 election shall be held at the next general election. The  
16 candidates for the election shall be nominated and placed on the  
17 ballot in accordance with the provisions of sections 115.305 to  
18 115.405. In the case of impeachment, the office shall remain  
19 vacant until such impeachment is determined. If acquitted, the  
20 lieutenant governor shall be reinstated in office. If any  
21 vacancy from any cause occurs in the office of lieutenant

1 governor after one hundred twenty days before the first general  
2 election after the lieutenant governor's term begins, the office  
3 shall remain vacant for the remainder of the term in which such  
4 vacancy occurred and until a successor is elected, commissioned,  
5 and qualified.

6 27.016. In case of death, resignation, removal from office,  
7 impeachment, or vacancy from any cause in the office of attorney  
8 general at any time prior to one hundred twenty days before the  
9 first general election after the attorney general's term begins,  
10 the governor shall immediately appoint a qualified person to fill  
11 such vacancy until a successor is duly elected at the next  
12 general election, commissioned, and qualified to fill the office  
13 for the remainder of the term in which the vacancy occurred; and  
14 the governor shall take charge of the office and superintend its  
15 business until such person is appointed, commissioned, and  
16 qualified; except that in cases of impeachment, the governor  
17 shall appoint a qualified person to serve only until such  
18 impeachment is determined, when the suspended officer, if  
19 acquitted, shall be reinstated in office, or if the suspended  
20 officer is convicted, a new appointment shall be made by the  
21 governor in the manner provided in this section.

22 28.190. In case of death, resignation, removal from office,  
23 impeachment or vacancy from any cause in the office of secretary  
24 of state at any time prior to one hundred twenty days before the  
25 first general election after the secretary of state's term  
26 begins, the governor shall immediately appoint a qualified person  
27 to fill such vacancy [for the remainder of the term in which such  
28 vacancy occurred and until his] until a successor is duly elected  
29 [or appointed] at the next general election, commissioned and

1 qualified to fill the office for the remainder of the term in  
2 which the vacancy occurred; and the governor shall take charge of  
3 the office and superintend its business until such person is  
4 appointed, commissioned and qualified; except that in case of  
5 impeachment, the governor shall appoint a qualified person to  
6 serve only until such impeachment is determined, when the  
7 suspended officer, if acquitted, shall be reinstated in office,  
8 or if the suspended officer is convicted, a new appointment shall  
9 be made by the governor [as in the case of other vacancies] in  
10 the manner provided in this section.

11 29.280. [When a vacancy occurs in the office of state  
12 auditor the governor shall immediately appoint an auditor to fill  
13 such vacancy for the residue of the term in which the vacancy  
14 occurred, and until his successor is elected or appointed,  
15 commissioned and qualified.] In case of death, resignation,  
16 removal from office, impeachment, or vacancy from any cause in  
17 the office of state auditor at any time prior to one hundred  
18 twenty days before the first general election after the auditor's  
19 term begins, the governor shall immediately appoint a qualified  
20 state auditor to fill such vacancy until a successor is duly  
21 elected at the next general election, commissioned, and qualified  
22 to fill the office for the remainder of the term in which the  
23 vacancy occurred; and the governor shall take charge of the  
24 office and superintend its business until such person is  
25 appointed, commissioned and qualified; except that in cases of  
26 impeachment, the governor shall appoint a qualified person to  
27 serve only until such impeachment is determined, when the  
28 suspended officer, if acquitted, shall be reinstated in office,  
29 or if the suspended officer is convicted, a new appointment shall

1 be made by the governor in the manner provided in this section.

2 30.060. [In case of death, resignation, removal from  
3 office, impeachment or vacancy from any cause, in the office of  
4 the state treasurer, the governor shall take charge of such  
5 office and superintend the business thereof until a successor is  
6 appointed, commissioned and qualified except in case of  
7 impeachment, when no appointment shall be made until a  
8 determination of the matter is had, when, in the event of an  
9 acquittal, the suspended officer shall be reinstated in office.]

10 In case of death, resignation, removal from office, impeachment,  
11 or vacancy from any cause in the office of state treasurer at any  
12 time prior to one hundred twenty days before the first general  
13 election after the state treasurer's term begins, the governor  
14 shall immediately appoint a qualified person to fill such vacancy  
15 until a successor is duly elected at the next general election,  
16 commissioned, and qualified to fill the office for the remainder  
17 of the term in which the vacancy occurred; and the governor shall  
18 take charge of the office and superintend its business until such  
19 person is appointed, commissioned, and qualified; except that in  
20 cases of impeachment, the governor shall appoint a qualified  
21 person to serve only until such impeachment is determined, when  
22 the suspended officer, if acquitted, shall be reinstated in  
23 office, or if the suspended officer is convicted, a new  
24 appointment shall be made by the governor in the manner provided  
25 in this section."; and

26 Further amend said bill, section 94.900, page 12, line 16 by  
27 inserting after all of said line the following:

28 "105.050. If any vacancy shall happen from any cause in the  
29 office of [the attorney general, circuit attorney, prosecuting

1 attorney or assistant] circuit or prosecuting attorney, the  
2 governor, upon being satisfied that such vacancy exists, shall  
3 appoint some competent person to fill the same until the next  
4 [regular] general election [for attorney general, prosecuting  
5 attorney or assistant prosecuting attorney, as the case may be];  
6 provided, in the case of a vacancy in the office of prosecuting  
7 attorney, if there is no qualified person in the county who can  
8 or will accept such appointment, then the governor may appoint  
9 any person who possesses all the qualifications set forth in  
10 section 56.010, except the qualification as to residence."; and

11 Further amend the title and enacting clause accordingly.