

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/Senate Bill No. 27, Page 1, Section TITLE, Line 4,

2 by striking the words "county officials" and inserting in
 3 lieu thereof the following: "political subdivisions"; and
 4 Further amend said bill, page 4, section 59.100, line
 5 15 by inserting after all of said line the following:
 6 "115.127. 1. Except as provided in subsection 4 of
 7 this section, upon receipt of notice of a special election
 8 to fill a vacancy submitted pursuant to subsection 2 of
 9 section 115.125, the election authority shall cause legal
 10 notice of the special election to be published in a
 11 newspaper of general circulation in its jurisdiction. The
 12 notice shall include the name of the officer or agency
 13 calling the election, the date and time of the election, the
 14 name of the office to be filled and the date by which
 15 candidates must be selected or filed for the office. Within
 16 one week prior to each special election to fill a vacancy
 17 held in its jurisdiction, the election authority shall cause
 18 legal notice of the election to be published in two
 19 newspapers of different political faith and general
 20 circulation in the jurisdiction. The legal notice shall
 21 include the date and time of the election, the name of the
 22 officer or agency calling the election and a sample ballot.
 23 If there is only one newspaper of general circulation in the
 24 jurisdiction, the notice shall be published in the newspaper
 25 within one week prior to the election. If there are two or
 26 more newspapers of general circulation in the jurisdiction,

27 but no two of opposite political faith, the notice shall be
28 published in any two of the newspapers within one week prior
29 to the election.

30 2. Except as provided in subsections 1 and 4 of this
31 section and in sections 115.521, 115.549 and 115.593, the
32 election authority shall cause legal notice of each election
33 held in its jurisdiction to be published. The notice shall
34 be published in two newspapers of different political faith
35 and qualified pursuant to chapter 493 which are published
36 within the bounds of the area holding the election. If
37 there is only one so-qualified newspaper, then notice shall
38 be published in only one newspaper. If there is no
39 newspaper published within the bounds of the election area,
40 then the notice shall be published in two qualified
41 newspapers of different political faith serving the area.
42 Notice shall be published twice, the first publication
43 occurring in the second week prior to the election, and the
44 second publication occurring within one week prior to the
45 election. Each such legal notice shall include the date and
46 time of the election, the name of the officer or agency
47 calling the election and a sample ballot; and, unless notice
48 has been given as provided by section 115.129, the second
49 publication of notice of the election shall include the
50 location of polling places. The election authority may
51 provide any additional notice of the election it deems
52 desirable.

53 3. The election authority shall print the official
54 ballot as the same appears on the sample ballot, and no
55 candidate's name or ballot issue which appears on the sample
56 ballot or official printed ballot shall be stricken or
57 removed from the ballot except on death of a candidate or by
58 court order, but in no event shall a candidate or issue be

59 stricken or removed from the ballot less than eight weeks
60 before the date of the election.

61 4. In lieu of causing legal notice to be published in
62 accordance with any of the provisions of this chapter, the
63 election authority in jurisdictions which have less than
64 seven hundred fifty registered voters and in which no
65 newspaper qualified pursuant to chapter 493 is published,
66 may cause legal notice to be mailed during the second week
67 prior to the election, by first class mail, to each
68 registered voter at the voter's voting address. All such
69 legal notices shall include the date and time of the
70 election, the location of the polling place, the name of the
71 officer or agency calling the election and a sample ballot.

72 5. If the opening date for filing a declaration of
73 candidacy for any office in a political subdivision or
74 special district is not required by law or charter, the
75 opening filing date shall be 8:00 a.m., the [sixteenth]
76 seventeenth Tuesday prior to the election[, except that for
77 any home rule city with more than four hundred thousand
78 inhabitants and located in more than one county and any
79 political subdivision or special district located in such
80 city, the opening filing date shall be 8:00 a.m., the
81 fifteenth Tuesday prior to the election]. If the closing
82 date for filing a declaration of candidacy for any office in
83 a political subdivision or special district is not required
84 by law or charter, the closing filing date shall be 5:00
85 p.m., the [eleventh] fourteenth Tuesday prior to the
86 election. The political subdivision or special district
87 calling an election shall, before the [sixteenth]
88 seventeenth Tuesday, [or the fifteenth Tuesday for any home
89 rule city with more than four hundred thousand inhabitants
90 and located in more than one county or any political
91 subdivision or special district located in such city,] prior

92 to any election at which offices are to be filled, notify
93 the general public of the opening filing date, the office or
94 offices to be filled, the proper place for filing and the
95 closing filing date of the election. Such notification may
96 be accomplished by legal notice published in at least one
97 newspaper of general circulation in the political
98 subdivision or special district.

99 6. Except as provided for in sections 115.247 and
100 115.359, if there is no additional cost for the printing or
101 reprinting of ballots or if the candidate agrees to pay any
102 printing or reprinting costs, a candidate who has filed for
103 an office or who has been duly nominated for an office may,
104 at any time after the certification of the notice of
105 election required in subsection 1 of section 115.125 but no
106 later than 5:00 p.m. on the eighth Tuesday before the
107 election, withdraw as a candidate pursuant to a court order,
108 which, except for good cause shown by the election authority
109 in opposition thereto, shall be freely given upon
110 application by the candidate to the circuit court of the
111 area of such candidate's residence."; and
112 Further amend the title and enacting clause accordingly.