

SENATE AMENDMENT NO. _____
TO
SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SA/ SS/SCS/House Bill No. 1878, Page 1, Section _____, Lines 1-2,

2 by striking all of said lines and inserting in lieu thereof
3 the following: "Amend SS/SCS/HB 1878, page 11, section
4 115.105, line 44, by inserting after the second use of
5 "challenger." the following: "Additionally, no person shall
6 be selected as a challenger who is known to affiliate with
7 any group or organization that advocates or supports
8 violence against any person or group of individuals on the
9 basis of sex, race, color, religion, national origin, sexual
10 orientation, or gender identity. Any person selected as a
11 challenger shall not serve in such capacity unless he or she
12 has submitted to a criminal history review by the Federal
13 Bureau of Investigation.

14 5. If any challenger injures or otherwise physically
15 harms any voter at the polling place, the chair of the
16 county committee who designated the challenger for such
17 polling place shall be personally liable to such voter in an
18 amount not to exceed one million dollars."; and further
19 renumber the remaining subsections accordingly; and further
20 amend line 52, by inserting after all of said line the
21 following:

22 "115.107. 1. At every election, the chairman of the
23 county committee of each political party named on the ballot
24 shall have the right to designate a watcher for each place
25 votes are counted.

26 2. Watchers are to observe the counting of the votes
27 and present any complaint of irregularity or law violation
28 to the election judges, or to the election authority if not
29 satisfied with the decision of the election judges. No
30 watcher may be substituted for another on election day.

31 3. No watcher shall report to anyone the name of any
32 person who has or has not voted.

33 4. A watcher may remain present until all closing
34 certification forms are completed, all equipment is closed
35 and taken down, the transportation case for the ballots is
36 sealed, election materials are returned to the election
37 authority or to the designated collection place for a
38 polling place, and any other duties or procedures required
39 under sections 115.447 to 115.491 are completed. A watcher
40 may also remain present at each location at which absentee
41 ballots are counted and may remain present while such
42 ballots are being prepared for counting and counted.

43 5. All persons selected as watchers shall have the
44 same qualifications required by section 115.085 for election
45 judges, except that such watcher shall be a registered voter
46 in the jurisdiction of the election authority for which the
47 watcher is designated as a watcher. Additionally, no person
48 shall be selected as a watcher who is known to affiliate
49 with any group or organization that advocates or supports
50 violence against any person or group of individuals on the
51 basis of sex, race, color, religion, national origin, sexual
52 orientation, or gender identity. Any person selected as a
53 watcher shall not serve in such capacity unless he or she

54 has submitted to a criminal history review by the Federal
55 Bureau of Investigation.

56 5. If any watcher injures or otherwise physically harms
57 any voter at the polling place, the chairman of the county
58 committee who designated the watcher for such polling place
59 shall be personally liable to such voter in an amount not to
60 exceed one million dollars."; and

61 Further amend said amendment, page 2, line 55, by
62 inserting after all of said line the following:

63 "Further amend said bill, page 72, section 115.447,
64 line 34, by inserting after all of said line the following:

65 "115.631. The following offenses, and any others
66 specifically so described by law, shall be class one
67 election offenses and are deemed felonies connected with the
68 exercise of the right of suffrage. Conviction for any of
69 these offenses shall be punished by imprisonment of not more
70 than five years or by fine of not less than two thousand
71 five hundred dollars but not more than ten thousand dollars
72 or by both such imprisonment and fine:

73 (1) Willfully and falsely making any certificate,
74 affidavit, or statement required to be made pursuant to any
75 provision of this chapter, including but not limited to
76 statements specifically required to be made "under penalty
77 of perjury"; or in any other manner knowingly furnishing
78 false information to an election authority or election
79 official engaged in any lawful duty or action in such a way
80 as to hinder or mislead the authority or official in the
81 performance of official duties. If an individual willfully
82 and falsely makes any certificate, affidavit, or statement
83 required to be made under section 115.155, including but not
84 limited to statements specifically required to be made
85 "under penalty of perjury", such individual shall be guilty
86 of a class D felony;

87 (2) Voting more than once or voting at any election
88 knowing that the person is not entitled to vote or that the
89 person has already voted on the same day at another location
90 inside or outside the state of Missouri;

91 (3) Procuring any person to vote knowing the person is
92 not lawfully entitled to vote or knowingly procuring an
93 illegal vote to be cast at any election;

94 (4) Applying for a ballot in the name of any other
95 person, whether the name be that of a person living or dead
96 or of a fictitious person, or applying for a ballot in his
97 or her own or any other name after having once voted at the
98 election inside or outside the state of Missouri;

99 (5) Aiding, abetting or advising another person to
100 vote knowing the person is not legally entitled to vote or
101 knowingly aiding, abetting or advising another person to
102 cast an illegal vote;

103 (6) An election judge knowingly causing or permitting
104 any ballot to be in the ballot box at the opening of the
105 polls and before the voting commences;

106 (7) Knowingly furnishing any voter with a false or
107 fraudulent or bogus ballot, or knowingly practicing any
108 fraud upon a voter to induce him or her to cast a vote which
109 will be rejected, or otherwise defrauding him or her of his
110 or her vote;

111 (8) An election judge knowingly placing or attempting
112 to place or permitting any ballot, or paper having the
113 semblance of a ballot, to be placed in a ballot box at any
114 election unless the ballot is offered by a qualified voter
115 as provided by law;

116 (9) Knowingly placing or attempting to place or
117 causing to be placed any false or fraudulent or bogus ballot
118 in a ballot box at any election;

119 (10) Knowingly removing any legal ballot from a ballot
120 box for the purpose of changing the true and lawful count of
121 any election or in any other manner knowingly changing the
122 true and lawful count of any election;

123 (11) Knowingly altering, defacing, damaging,
124 destroying or concealing any ballot after it has been voted
125 for the purpose of changing the lawful count of any election;

126 (12) Knowingly altering, defacing, damaging,
127 destroying or concealing any poll list, report, affidavit,
128 return or certificate for the purpose of changing the lawful
129 count of any election;

130 (13) On the part of any person authorized to receive,
131 tally or count a poll list, tally sheet or election return,
132 receiving, tallying or counting a poll list, tally sheet or
133 election return the person knows is fraudulent, forged or
134 counterfeit, or knowingly making an incorrect account of any
135 election;

136 (14) On the part of any person whose duty it is to
137 grant certificates of election, or in any manner declare the
138 result of an election, granting a certificate to a person
139 the person knows is not entitled to receive the certificate,
140 or declaring any election result the person knows is based
141 upon fraudulent, fictitious or illegal votes or returns;

142 (15) Willfully destroying or damaging any official
143 ballots, whether marked or unmarked, after the ballots have
144 been prepared for use at an election and during the time
145 they are required by law to be preserved in the custody of
146 the election judges or the election authority;

147 (16) Willfully tampering with, disarranging, altering
148 the information on, defacing, impairing or destroying any
149 voting machine or marking device after the machine or
150 marking device has been prepared for use at an election and
151 during the time it is required by law to remain locked and

152 sealed with intent to impair the functioning of the machine
153 or marking device at an election, mislead any voter at the
154 election, or to destroy or change the count or record of
155 votes on such machine;

156 (17) Registering to vote knowing the person is not
157 legally entitled to register or registering in the name of
158 another person, whether the name be that of a person living
159 or dead or of a fictitious person;

160 (18) Procuring any other person to register knowing
161 the person is not legally entitled to register, or aiding,
162 abetting or advising another person to register knowing the
163 person is not legally entitled to register;

164 (19) Knowingly preparing, altering or substituting any
165 computer program or other counting equipment to give an
166 untrue or unlawful result of an election;

167 (20) On the part of any person assisting a blind or
168 disabled person to vote, knowingly failing to cast such
169 person's vote as such person directs;

170 (21) On the part of any registration or election
171 official, permitting any person to register to vote or to
172 vote when such official knows the person is not legally
173 entitled to register or not legally entitled to vote;

174 (22) On the part of a notary public acting in his or
175 her official capacity, knowingly violating any of the
176 provisions of this chapter or any provision of law
177 pertaining to elections;

178 (23) Violation of any of the provisions of sections
179 115.275 to 115.303, or of any provision of law pertaining to
180 absentee voting;

181 (24) Assisting a person to vote knowing such person is
182 not legally entitled to such assistance, or while assisting
183 a person to vote who is legally entitled to such assistance,
184 in any manner coercing, requesting or suggesting that the

185 voter vote for or against, or refrain from voting on any
186 question, ticket or candidate;

187 (25) Engaging in any act of violence, destruction of
188 property having a value of five hundred dollars or more, or
189 threatening an act of violence with the intent of denying a
190 person's lawful right to vote or to participate in the
191 election process; [and]

192 (26) Knowingly providing false information about
193 election procedures for the purpose of preventing any person
194 from going to the polls; and

195 (27) Harassing, intimidating, or otherwise harming an
196 election authority, any employee of an election authority,
197 an election judge, a challenger, or a watcher."; and".