

**SENATE AMENDMENT NO. \_\_\_\_\_**

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend SS/SCS/House Bill No. 1878, Pages 26-28, Section 115.237, Line \_\_\_\_\_,

2 by striking all of said section and inserting in lieu  
3 thereof the following:

4 "115.237. 1. Each ballot printed or designed for use  
5 with an electronic voting system for any election pursuant  
6 to this chapter shall contain all questions and the names of  
7 all offices and candidates certified or filed pursuant to  
8 this chapter and no other. Beginning January 1, 2023, the  
9 official ballot shall be a paper ballot that is hand-marked  
10 by the voter or by the voter's designee as permitted in  
11 section 115.445, unless such voter chooses to use a ballot  
12 marking device as provided in section 115.225. As far as  
13 practicable, all questions and the names of all offices and  
14 candidates for which each voter is entitled to vote shall be  
15 printed on one page except for the ballot for political  
16 party committee persons in polling places not utilizing an  
17 electronic voting system which may be printed separately and  
18 in conformity with the requirements contained in this  
19 section. As far as practicable, ballots containing only  
20 questions and the names of nonpartisan offices and  
21 candidates shall be printed in accordance with the  
22 provisions of this section, except that the ballot  
23 information may be listed in vertical or horizontal rows.  
24 The names of candidates for each office shall be listed in  
25 the order in which they are filed.

26           2. In polling places using electronic voting systems,  
27 the ballot information may be arranged in vertical or  
28 horizontal rows or on a number of separate pages or  
29 screens. In any event, the name of each candidate, the  
30 candidate's party, the office for which he or she is a  
31 candidate, and each question shall be indicated clearly on  
32 the ballot.

33           3. Nothing in this subchapter shall be construed as  
34 prohibiting the use of a separate paper ballot for questions  
35 or for the presidential preference primary in any polling  
36 place using an electronic voting system.

37           4. Where electronic voting systems are used and when  
38 write-in votes are authorized by law, a write-in ballot,  
39 which may be in the form of a separate paper ballot, card,  
40 or envelope, may be provided by the election authority to  
41 permit each voter to write in the names of persons whose  
42 names do not appear on the ballot.

43           5. No ballot printed or designed for use with an  
44 electronic voting system for any partisan election held  
45 under this chapter shall allow a person to vote a straight  
46 political party ticket. For purposes of this subsection, a  
47 "straight political party ticket" means voting for all of  
48 the candidates for elective office who are on the ballot  
49 representing a single political party by a single selection  
50 on the ballot.

51           6. The secretary of state shall promulgate rules that  
52 specify uniform standards for ballot layout for each  
53 electronic or computerized ballot counting system approved  
54 under the provisions of section 115.225 so that the ballot  
55 used with any counting system is, where possible, consistent  
56 with the intent of this section. Nothing in this section  
57 shall be construed to require the format specified in this

58 section if it does not meet the requirements of the ballot  
59 counting system used by the election authority.

60 7. Any rule or portion of a rule, as that term is  
61 defined in section 536.010, that is created under the  
62 authority delegated in this section shall become effective  
63 only if it complies with and is subject to all of the  
64 provisions of chapter 536 and, if applicable, section  
65 536.028. This section and chapter 536 are nonseverable and  
66 if any of the powers vested with the general assembly  
67 pursuant to chapter 536 to review, to delay the effective  
68 date or to disapprove and annul a rule are subsequently held  
69 unconstitutional, then the grant of rulemaking authority and  
70 any rule proposed or adopted after August 28, 2002, shall be  
71 invalid and void."; and

72 Further amend the title and enacting clause accordingly.