

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/House Bill No. 1878, Page 11, Section 115.105, Line 52,

2 by inserting after all of said line the following:

3 "115.111. 1. The election authority shall clearly
 4 designate observation areas for challengers and watchers.
 5 For watchers, designated areas shall, to the extent possible
 6 within the physical space of the polling place, be no closer
 7 than three feet and no further than six feet from the ballot
 8 processing area and shall be so positioned as to allow all
 9 watchers to readily observe all public aspects of the voting
 10 process and counting, in accordance with their legally
 11 prescribed duties. For challengers, designated areas shall,
 12 to the extent possible within the physical space of the
 13 polling place, be no closer than three feet and no further
 14 than six feet from the election check-in area and shall be
 15 so positioned as to allow all challengers, in accordance
 16 with their legally prescribed duties, to observe the names,
 17 identification, and addresses of people checking in to vote.

18 2. (1) The election authority shall provide
 19 challengers and watchers uniform and nondiscriminatory
 20 access to observe all stages of the election process,
 21 including but not limited to the certification of voting
 22 systems, testing of tabulating equipment, absentee voting in
 23 person at the office of the election authority, canvassing,
 24 voter appeals, vote tabulation, ballot transport, audits,
 25 and recounts.

26 (2) Watchers or challengers shall wear a badge with
27 the name of the individual and the name of the political
28 party or ballot measure committee the individual is
29 representing.

30 (3) A watcher or challenger shall not wear any
31 campaign material advocating voting for or against a
32 candidate or for or against any position on a ballot measure.

33 (4) If any watcher or challenger interferes with the
34 orderly process of voting, or is guilty of misconduct or any
35 law violation, the election judges shall ask the watcher or
36 challenger to leave the polling place or cease the
37 interference. If the interference continues, the election
38 judges shall notify the election authority, which shall take
39 such action as it deems necessary. It shall be the duty of
40 the police, if requested by the election authority or judges
41 of election, to exclude any watcher or challenger from the
42 polling place or the place where votes are being counted.
43 If any challenger is excluded, another may be substituted by
44 the designating committee chairman.

45 (5) A watcher or challenger shall not interfere with
46 any voter in the preparation or casting of the voter's
47 ballot or hinder or prevent the performance of the duties of
48 any election official.

49 (6) A watcher or challenger is entitled to bring in
50 voter lists to observe the voting process.

51 (7) A watcher or challenger is entitled to challenge
52 any ballot in the same manner as qualifications to vote are
53 challenged under section 115.429.

54 3. An election official who violates this section is
55 guilty of a class four election offense."; and

56 Further amend the title and enacting clause accordingly.