

# 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.