

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

**TO**

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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".