

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.