

# SENATE BILL NO. 116

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR BRATTIN.

0546S.011

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 115.013, 115.074, 115.078, 115.179, 115.181, 115.193, 115.221, and 115.642, RSMo, and to enact in lieu thereof ten new sections relating to elections, with an effective date.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 115.013, 115.074, 115.078, 115.179,  
2 115.181, 115.193, 115.221, and 115.642, RSMo, are repealed and  
3 ten new sections enacted in lieu thereof, to be known as  
4 sections 115.013, 115.179, 115.181, 115.193, 115.220, 115.221,  
5 115.642, 115.1500, 115.1505, and 115.1510, to read as follows:

115.013. As used in this chapter, unless the context  
2 clearly implies otherwise, the following terms mean:

3 (1) "Air-gap" or "air-gapped", a security measure in  
4 which equipment is physically and technically isolated from  
5 any network and is not directly connected to the internet  
6 nor is it connected to any other system that is connected to  
7 the internet. Data can only be passed to an air-gapped  
8 device physically via a USB or other removable media;

9 (2) "Automatic tabulating equipment", the apparatus  
10 necessary to examine and automatically count votes, and the  
11 data processing machines which are used for counting votes  
12 and tabulating results and which are air-gapped and not  
13 physically able to be connected to a network;

14 (3) "Ballot", the paper ballot, or ballot designed  
15 for use with an electronic voting system on which each voter

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

16 may cast all votes to which he or she is entitled at an  
17 election;

18 (4) "Ballot label", the card, paper, booklet, page, or  
19 other material containing the names of all offices and  
20 candidates and statements of all questions to be voted on;

21 (5) "Counting location", a location selected by the  
22 election authority for the automatic processing or counting,  
23 or both, of ballots;

24 (6) "County", any county in this state or any city not  
25 within a county;

26 (7) "Disqualified", a determination made by a court of  
27 competent jurisdiction, the Missouri ethics commission, an  
28 election authority or any other body authorized by law to  
29 make such a determination that a candidate is ineligible to  
30 hold office or not entitled to be voted on for office;

31 (8) "District", an area within the state or within a  
32 political subdivision of the state from which a person is  
33 elected to represent the area on a policy-making body with  
34 representatives of other areas in the state or political  
35 subdivision;

36 (9) "Electronic voting machine", any part of an air-  
37 gapped electronic voting system on which a voter is able to  
38 cast a ballot under this chapter;

39 (10) "Electronic voting system", a system of casting  
40 votes by use of marking devices, and counting votes by use  
41 of automatic air-gapped tabulating or air-gapped data  
42 processing equipment, including computerized voting systems  
43 that mark or tabulate ballots;

44 (11) "Established political party" for the state, a  
45 political party which, at either of the last two general  
46 elections, polled for its candidate for any statewide office  
47 more than two percent of the entire vote cast for the

48 office. "Established political party" for any district or  
49 political subdivision shall mean a political party which  
50 polled more than two percent of the entire vote cast at  
51 either of the last two elections in which the district or  
52 political subdivision voted as a unit for the election of  
53 officers or representatives to serve its area;

54 (12) "Federal office", the office of presidential  
55 elector, United States senator, or representative in  
56 Congress;

57 (13) "Independent", a candidate who is not a candidate  
58 of any political party and who is running for an office for  
59 which political party candidates may run;

60 (14) "Major political party", the political party  
61 whose candidates received the highest or second highest  
62 number of votes at the last general election;

63 (15) "Marking device", any device approved by the  
64 secretary of state under section 115.225 which will enable  
65 the votes to be counted by automatic tabulating equipment;

66 (16) "Municipal" or "municipality", a city, village,  
67 or incorporated town of this state;

68 (17) "New party", any political group which has filed  
69 a valid petition and is entitled to place its list of  
70 candidates on the ballot at the next general or special  
71 election;

72 (18) "Nonpartisan", a candidate who is not a candidate  
73 of any political party and who is running for an office for  
74 which party candidates may not run;

75 (19) "Political party", any established political  
76 party and any new party;

77 (20) "Political subdivision", a county, city, town,  
78 village, or township of a township organization county;

79           (21) "Polling place", the voting place designated for  
80 all voters residing in one or more precincts for any  
81 election;

82           (22) "Precincts", the geographical areas into which  
83 the election authority divides its jurisdiction for the  
84 purpose of conducting elections;

85           (23) "Public office", any office established by  
86 constitution, statute or charter and any employment under  
87 the United States, the state of Missouri, or any political  
88 subdivision or special district thereof, but does not  
89 include any office in the Missouri state defense force or  
90 the National Guard or the office of notary public or city  
91 attorney in cities of the third classification or cities of  
92 the fourth classification;

93           (24) "Question", any measure on the ballot which can  
94 be voted "YES" or "NO";

95           (25) "Relative within the second degree by  
96 consanguinity or affinity", a spouse, parent, child,  
97 grandparent, brother, sister, grandchild, mother-in-law,  
98 father-in-law, daughter-in-law, or son-in-law;

99           (26) "Special district", any school district, water  
100 district, fire protection district, hospital district,  
101 health center, nursing district, or other districts with  
102 taxing authority, or other district formed pursuant to the  
103 laws of Missouri to provide limited, specific services;

104           (27) "Special election", elections called by any  
105 school district, water district, fire protection district,  
106 or other district formed pursuant to the laws of Missouri to  
107 provide limited, specific services; and

108           (28) **"Voter activity", registering to vote, voting in**  
109 **an election, signing a petition to form a new political**  
110 **party, signing a petition for the nomination of an**

111 **independent candidate for office, or signing an initiative**  
112 **petition;**

113 (29) "Voting district", the one or more precincts  
114 within which all voters vote at a single polling place for  
115 any election.

115.179. [1.] The election authority shall [have]  
2 **canvass** the registration records of all precincts in its  
3 jurisdiction [canvassed] every two years [in accordance with  
4 subsection 3 of section 115.163 and that it]. **Such canvass**  
5 **shall** be completed no later than ninety days prior to the  
6 date of a primary or general election for federal office.  
7 [The election authority may utilize postal service  
8 contractors under the federal National Change of Address  
9 program to canvass the records.]

10 2. In each jurisdiction without a board of election  
11 commissioners, the county clerk shall have the registration  
12 records of all precincts in its jurisdiction canvassed every  
13 two years in accordance with subsection 3 of section 115.163  
14 and that it be completed no later than ninety days prior to  
15 the date of a primary or general election for federal  
16 office.]

115.181. 1. In its discretion, the election authority  
2 may order all or any part of a canvass to be made **using any**  
3 **one of the following methods, or any combination thereof:**

4 (1) House-to-house, pursuant to sections 115.185 and  
5 115.187;

6 (2) Through the United States Postal Service, [or by  
7 both methods] pursuant to section 115.189; or

8 (3) Through the utilization of postal service  
9 contractors pursuant to the federal National Change of  
10 Address program.

11           2. At the discretion of the election authority, [the]  
12 **a** canvass may be made by including only those voters who did  
13 not vote at the last general election and those voters who  
14 registered since the last general election.

          115.193. 1. Upon completion of a canvass as provided  
2 for in this chapter, **the election authority shall remove** a  
3 registered voter's name [shall not be removed] from the list  
4 of registered voters **on the precinct register** on the ground  
5 that the voter has changed residence [unless] **if:**

6           (1) The voter confirms in writing that the voter has  
7 changed residence to a place outside the election  
8 authority's jurisdiction in which the voter is registered; or

9           (2) The voter fails to respond to a notice described  
10 in **subsection 3 of** this section and has not [voted in an  
11 **election]** **engaged in voter activity** during the period  
12 beginning on the date of the notice and ending on the day  
13 after the date of the second general election that occurs  
14 after the date of the notice.

15           2. The notice referred to in subsection 1, subdivision  
16 (2) of this section shall contain a postage prepaid and  
17 preaddressed return card, sent by forwardable mail, on which  
18 the voter may state the voter's current address.

19           3. The notice shall also contain the following  
20 statements:

21           "(1) Any voter who has not changed his or her  
22 residence, or has changed residence but remained in the same  
23 election authority's jurisdiction, shall return the card not  
24 later than the fourth Wednesday prior to the next election.  
25 If the card is not returned by this date, oral or written  
26 affirmation of the voter's address may be required at the  
27 polling place before the voter will be permitted to vote in  
28 an election during the period beginning on the date of the

29 notice and ending on the day after the date of the second  
30 general election that occurs after the date of the notice.  
31 Any voter who does not **[vote in an election] engage in voter**  
32 **activity** during that period, will have his or her name  
33 removed from the list of eligible voters;

34 (2) For additional information on registering to vote,  
35 contact the election authority located in the county of your  
36 current residence. If you reside in the City of St. Louis,  
37 contact the St. Louis City election board."

38 4. If the election authority believes that the name of  
39 any voter was improperly removed from the **[registration**  
40 **records] list of registered voters on the precinct register,**  
41 it may, by telephone or in writing on election day,  
42 authorize election judges to permit the voter to vote. The  
43 voter may be required to execute an affidavit of  
44 qualification on a form prescribed by the election authority  
45 before being permitted to vote.

46 5. An election authority may designate any voter as an  
47 inactive voter if the election authority receives from the  
48 United States Postal Service notification that the voter no  
49 longer resides at the address last known to the election  
50 authority and no forwarding address is available, or the  
51 voter fails to respond to the notice authorized in  
52 subdivision (2) of subsection 1 of this section within  
53 thirty days after the election authority sends such notice.  
54 Such voter may be designated as an inactive voter only until:

55 (1) The voter returns such notice to the election  
56 authority;

57 (2) The voter provides the election authority with his  
58 or her new address pursuant to the provisions of this  
59 chapter;

60 (3) The voter provides a written affirmation that the  
61 voter has not changed residence; or

62 (4) The election authority receives sufficient  
63 information to remove the voter from the list of registered  
64 voters pursuant to this section or section 115.165, or  
65 return the voter to the active list of registered voters in  
66 the jurisdiction.

67 6. An election authority may exclude inactive voters  
68 to determine only:

69 (1) The number of ballots to be printed pursuant to  
70 section 115.247;

71 (2) The proportional costs of elections; or

72 (3) Mailing information to registered voters.

**115.220. 1. State agencies shall provide to the  
2 secretary of state, on a schedule to be determined by the  
3 secretary of state, any information and data that the  
4 secretary of state considers necessary to maintain the  
5 statewide voter registration database established according  
6 to section 115.158, except where prohibited by federal law  
7 or federal regulation. The secretary of state shall ensure  
8 that any information or data provided to the secretary of  
9 state that is confidential in the possession of the entity  
10 providing the data remains confidential while in the  
11 possession of the secretary of state.**

**12 2. The secretary of state shall enter into agreements  
13 to share information or data that is in the possession of  
14 the secretary of state with other states or groups of  
15 states, as the secretary of state considers necessary, to  
16 maintain the statewide voter registration database. Except  
17 as otherwise provided in this section, the secretary of  
18 state shall ensure that any information or data provided to  
19 the secretary of state that is confidential remains**



20 confidential while in the possession of the secretary of  
21 state.

22 3. The clerk of each circuit court shall, on or before  
23 the tenth day of each month, prepare and transmit to the  
24 secretary of state, in a format prescribed by the secretary  
25 of state, a complete list of all persons, including  
26 addresses, ages, and other identifying information as  
27 specified by the secretary of state, who identify themselves  
28 as not being citizens of the United States during their  
29 qualification to serve as a juror during the preceding  
30 calendar month in that county.

31 4. Upon receipt of the lists described in subsection 3  
32 of this section, the secretary of state shall transmit the  
33 names of such persons whose names appear on the list of  
34 electors to the appropriate election authority who shall  
35 remove all such names from the voter registration list and  
36 shall mail a notice of such action and the reason therefor  
37 to the last known address of such persons by first-class  
38 mail.

115.221. [Notwithstanding any other provisions of law  
2 to the contrary,]

3 1. Each election authority may [have] inspect the  
4 voting records [inspected and may] of all precincts in its  
5 jurisdiction.

6 2. (1) Each election authority shall investigate the  
7 qualifications of any person who has not [voted] engaged in  
8 voter activity or has transferred his or her registration  
9 within the [four] two preceding calendar years.

10 (2) If an election authority determines that a  
11 registered voter has not engaged in voter activity within  
12 the two preceding calendar years, the election authority

13 **shall include such registered voter in any canvass conducted**  
14 **pursuant to section 115.181.**

115.642. 1. **[Any person may file a complaint with the**  
2 **secretary of state stating the name of any person who has**  
3 **violated any of the provisions of sections 115.629 to**  
4 **115.646 and stating the facts of the alleged offense, sworn**  
5 **to, under penalty of perjury.] There is hereby created the**  
6 **"Office of Election Crimes and Security" within the office**  
7 **of the secretary of state. The secretary of state shall**  
8 **employ a director and investigators within the office,**  
9 **subject to appropriation. The office shall have the**  
10 **following duties:**

11 (1) **Responding to notifications and complaints**  
12 **alleging a violation of this chapter;**

13 (2) **Reviewing notices and reports of alleged**  
14 **violations of this chapter and conducting investigations as**  
15 **deemed necessary;**

16 (3) **Initiating independent inquiries and conducting**  
17 **investigations into alleged violations of this chapter; and**

18 (4) **Overseeing a voter fraud hotline.**

19 2. **The office shall review complaints and conduct**  
20 **investigations into alleged violations of this chapter or**  
21 **any rule adopted under this chapter. Within thirty days of**  
22 **receiving a complaint, the [secretary of state] office shall**  
23 **notify the person filing the complaint whether or not the**  
24 **[secretary] office has dismissed the complaint or will**  
25 **commence an investigation. The [secretary of state] office**  
26 **shall dismiss frivolous complaints. For purposes of this**  
27 **subsection, "frivolous complaint" shall mean an allegation**  
28 **clearly lacking any basis in fact or law. [Any person who**  
29 **makes a frivolous complaint pursuant to this section shall**  
30 **be liable for actual and compensatory damages to the alleged**

31 violator for holding the alleged violator before the public  
32 in a false light. If reasonable grounds appear that the  
33 alleged offense was committed, the secretary of state may  
34 issue a probable cause statement. If the secretary of state  
35 issues a probable cause statement, he or she may refer the  
36 offense to the appropriate prosecuting attorney.]

37 3. [Notwithstanding the provisions of section 27.060,  
38 56.060, or 56.430 to the contrary, when requested by the  
39 prosecuting attorney or circuit attorney, the secretary of  
40 state or his or her authorized representatives may aid any  
41 prosecuting attorney or circuit attorney in the commencement  
42 and prosecution of election offenses as provided in sections  
43 115.629 to 115.646.]

44 4. (1) The secretary of state may investigate any  
45 suspected violation of any of the provisions of sections  
46 115.629 to 115.646.]

47 (2) (a) The secretary of state or an authorized  
48 representative of the secretary of state ] **(1) For the**  
49 **purposes of this section, the office** shall have the power to  
50 require the production of books, papers, correspondence,  
51 memoranda, contracts, agreements, and other records by  
52 subpoena or otherwise when necessary to conduct an  
53 investigation under this section. [Such powers shall be  
54 exercised only at the specific written direction of the  
55 secretary of state or his or her chief deputy.]

56 **Notwithstanding any other provision of law to the contrary,**  
57 **investigators conducting an investigation into an alleged**  
58 **violation of this chapter shall not be restricted from**  
59 **entering a polling place or the office of the election**  
60 **authority under investigation.**

61 [(b)] **(2)** If any person refuses to comply with a  
62 subpoena issued under **subdivision (1) of** this subsection,

63 the secretary of state may seek to enforce the subpoena  
64 before a court of competent jurisdiction to require the  
65 production of books, papers, correspondence, memoranda,  
66 contracts, agreements, and other records. The court may  
67 issue an order requiring the person to produce records  
68 relating to the matter under investigation or in question.  
69 Any person who fails to comply with the order may be held in  
70 contempt of court.

71 [(c) The provisions of this subdivision shall expire  
72 on August 28, 2025.]

73 **4. If, during the course of an investigation, the**  
74 **office determines that there may be a violation of any**  
75 **criminal law or a provision of this chapter, the findings of**  
76 **the investigation shall be submitted to the attorney general**  
77 **and the prosecuting or circuit attorney with jurisdiction**  
78 **for further investigation or prosecution. This section**  
79 **shall not limit the jurisdiction of any other office or**  
80 **agency of the state to investigate violations of this**  
81 **chapter or any rule adopted under this chapter.**

82 **5. (1) Before January fifteenth of each year, the**  
83 **office shall submit a report to the governor, the speaker of**  
84 **the house of representatives, the president pro tempore of**  
85 **the senate, and the house of representatives and senate**  
86 **committees with jurisdiction over elections that details**  
87 **each investigation of alleged violations of this chapter**  
88 **conducted during the previous calendar year. The report**  
89 **shall include the following:**

90 **(a) The total number of complaints received;**

91 **(b) The number of independent investigations initiated**  
92 **or dismissed; and**

93 **(c) The number of complaints referred to another**  
94 **agency for further investigation or prosecution.**

- 95           (2) For each complaint or investigation listed in  
96 subdivision (1) of this subsection, the report shall detail:  
97           (a) The source of the alleged violation;  
98           (b) The law or rule allegedly violated and the nature  
99 of the alleged violation;  
100           (c) The county in which the alleged violation occurred;  
101           (d) Whether the alleged violation was dismissed or  
102 referred to another agency for further investigation or  
103 prosecution and if so, to which agency; and  
104           (e) The current status of the investigation or  
105 resulting criminal case.

106           6. The attorney general shall have statewide  
107 investigative authority and shall have concurrent authority  
108 with the appropriate prosecuting or circuit attorney over  
109 all violations of the provisions of sections 115.629 to  
110 115.646.

115.1500. 1. As used in this section, the term  
2 "communications" means federal directive or guidance  
3 communicated to the state of Missouri through telephonic or  
4 electronic means, through the mail, or through in-person  
5 contact pertaining to elections, including the times,  
6 places, and manner for carrying out elections in Missouri,  
7 received on or after the effective date of this section, by  
8 any state agency or person, group, or entity charged by the  
9 state to administer any official election occurring within  
10 the state. This includes, but is not limited to, any  
11 guidance issued by the United States Department of Justice  
12 or any other federal executive agency related to new or  
13 existing voting or election laws or procedures.

14           2. Any state agency, whether that agency is involved  
15 in elections or not, or any person, group, or entity charged  
16 by the state to administer any official election occurring

17 within the state, who receives or responds to a  
18 communication from the United States Department of Justice  
19 or any other federal executive branch agency related to new  
20 or existing voting or election laws, shall provide notice to  
21 the governor and general assembly of this communication  
22 within five business days.

23 3. The notice requirement in subsection 2 of this  
24 section shall be presumed to have been met based on the post-  
25 marked date on each letter sent to the governor and general  
26 assembly, through certified mail, outlining the  
27 communication the agency, person, group, or entity received  
28 from or responded to the United States Department of Justice  
29 or any other federal executive agency.

115.1505. 1. As used in this section, the term "new  
2 federal election guidance" means any federal directive or  
3 guidance pertaining to elections including the times,  
4 places, and manner for carrying out elections in Missouri  
5 received on or after the effective date of this section, by  
6 a person, group, or entity charged by the state to  
7 administer any official election occurring within Missouri.  
8 This includes, but is not limited to, any guidance issued by  
9 the United States Department of Justice or any other federal  
10 executive agency related to new or existing voting or  
11 election laws.

12 2. Any person, group, or entity charged by the state  
13 of Missouri to administer any official election occurring  
14 within the state who intends to implement any new federal  
15 election guidance pending approval from the general assembly  
16 pursuant to this section, shall provide notice to the  
17 general assembly of its intent to do so at least thirty days  
18 before implementing the guidance.

19           3. All new federal election guidance shall be approved  
20 by concurrent resolution approved by a majority of each  
21 house of the general assembly before it is implemented by  
22 any person, group, or entity charged by the state to  
23 administer any official election occurring within the state.

24           4. It shall be presumed for purposes of compliance  
25 with this section that the general assembly has approved the  
26 implementation of the new federal election guidance if the  
27 general assembly fails to vote on a concurrent resolution  
28 described in subsection 3 of this section within thirty days  
29 from when notice is provided to the general assembly  
30 pursuant to subsection 2 of this section.

31           5. A violation of this section shall result in a fine  
32 in the amount of five thousand dollars to be levied every  
33 thirty days until the implemented guidance is formally  
34 withdrawn.

115.1510. 1. As used in this section, the term "new  
2 federal election funds" shall mean any federal funds  
3 received on or after the effective date of this section, by  
4 a person, group, or entity charged by the state of Missouri  
5 to administer any official election occurring within the  
6 state.

7           2. Any person, group, or entity charged by the state  
8 to administer any official election occurring within  
9 Missouri who intends to accept or disperse federal election  
10 funds pending approval from the general assembly pursuant to  
11 this section, shall provide notice to the general assembly  
12 of its intent to do so at least thirty days before accepting  
13 the funds. If funds have already been accepted, then notice  
14 shall be provided to the general assembly thirty days before  
15 the funds are dispersed.

16           3. All new federal election funds shall be approved by  
17 concurrent resolution approved by a majority of each house  
18 of the general assembly before they may be accepted or  
19 dispersed by a person, group, or entity charged by the state  
20 to administer any official election occurring within the  
21 state.

22           4. It shall be presumed for purposes of compliance  
23 with this section that the general assembly has approved the  
24 acceptance and dispersal of new federal election funds if  
25 the general assembly fails to vote on a concurrent  
26 resolution described in subsection 3 of this section within  
27 thirty days from when notice is provided to the general  
28 assembly in accordance with subsection 2 of this section.

29           5. A violation of this section shall result in a fine  
30 in the amount of the new federal election funds accepted or  
31 dispersed in violation of this section plus an additional  
32 one thousand dollars.

          [115.074. 1. Subject to appropriation  
2 from federal funds, the secretary of state shall  
3 administer a grant, loan, or other aid program  
4 for the purposes of providing funds to election  
5 authorities to upgrade or improve the voting  
6 process or equipment. Such funding may be in  
7 the form of matching grants. The secretary of  
8 state when awarding grants shall give priority  
9 to jurisdictions which have the highest number  
10 of residents according to the most recent  
11 federal census, with an income below the federal  
12 poverty level as established by the federal  
13 department of health and human services or its  
14 successor agency. The secretary of state may  
15 promulgate rules to effectuate the provisions of  
16 this section.

17           2. Any rule or portion of a rule, as that  
18 term is defined in section 536.010, that is  
19 created under the authority delegated in this  
20 section shall become effective only if it



21 complies with and is subject to all of the  
22 provisions of chapter 536 and, if applicable,  
23 section 536.028. This section and chapter 536  
24 are nonseverable and if any of the powers vested  
25 with the general assembly pursuant to chapter  
26 536 to review, to delay the effective date or to  
27 disapprove and annul a rule are subsequently  
28 held unconstitutional, then the grant of  
29 rulemaking authority and any rule proposed or  
30 adopted after August 28, 2002, shall be invalid  
31 and void.]

[115.078. 1. There is hereby created in  
2 the state treasury the "Election Administration  
3 Improvements Fund", which shall consist of  
4 appropriations from the general assembly, any  
5 gifts, contributions, grants, or bequests  
6 received from federal, private, or other sources  
7 for the purpose of improving the administration  
8 of elections within Missouri, including making  
9 payments of election costs as required under  
10 sections 115.065 and 115.077. The state  
11 treasurer shall be custodian of the fund and  
12 shall make disbursements from the fund in  
13 accordance with sections 30.170 and 30.180.  
14 Money in the fund shall be used exclusively for  
15 election administration improvements as directed  
16 by the secretary of state, and to meet the  
17 state's obligations under sections 115.065 and  
18 115.077. No moneys obtained through the  
19 provisions of this section shall be made a part  
20 of the general operating budget of an election  
21 authority, or used to supplant other federal,  
22 state, or local funds expended for elections.  
23 The secretary of state may transfer moneys from  
24 the fund to the election improvements revolving  
25 loan fund as the secretary deems necessary to  
26 facilitate compliance with the Help America Vote  
27 Act of 2002. Notwithstanding section 33.080 to  
28 the contrary, any moneys remaining in the fund  
29 at the end of any biennium shall not revert to  
30 the credit of the general revenue fund. All  
31 yield, interest, income, increment, or gain  
32 received from time deposit of moneys in the

33 state treasury to the credit of the fund shall  
34 be credited to the fund. Notwithstanding any  
35 provision of law to the contrary, no amount of  
36 moneys in the fund shall be transferred from the  
37 fund or charged for purposes of the  
38 administration of central services for the state  
39 of Missouri.

40 2. There is hereby created in the state  
41 treasury the "Election Improvements Revolving  
42 Loan Fund", which shall consist of all moneys  
43 appropriated to it by the general assembly, all  
44 repayment of moneys from eligible lenders and  
45 any moneys deposited or transferred to the fund  
46 for the purpose of improving the administration  
47 of elections through loans. The state treasurer  
48 shall be custodian of the fund and shall make  
49 disbursements from the fund in accordance with  
50 sections 30.170 and 30.180. Money in the fund  
51 shall be used solely for improving the  
52 administration of elections through loans.  
53 Notwithstanding section 33.080 to the contrary,  
54 any moneys remaining in the fund shall not  
55 revert to the credit of the general revenue  
56 fund. All yield, interest, income, increment,  
57 or gain received from time deposit of moneys in  
58 the state treasury to the credit of the fund  
59 shall be credited to the fund. Notwithstanding  
60 any provision of law to the contrary, no amount  
61 of moneys in the fund shall be transferred from  
62 the fund or charged for purposes of the  
63 administration of central services for the state  
64 of Missouri. The secretary of state is  
65 authorized to administer the fund in accordance  
66 with this section and the Help America Vote Act  
67 of 2002, and to promulgate rules to execute this  
68 section. No rule or portion of a rule  
69 promulgated pursuant to the authority of this  
70 section shall become effective unless it has  
71 been promulgated pursuant to chapter 536.]

Section B. Section A of this act shall become  
2 effective January 1, 2026.

✓