

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 1442, Page 1, Section 49.060, Line 13, by inserting after all of said section
2 and line the following:

3
4 "105.030. 1. Whenever any vacancy, caused in any manner or by any means whatsoever,
5 occurs or exists in any state or county office originally filled by election of the people, other than in
6 the offices of lieutenant governor, state senator or representative, sheriff, or recorder of deeds in the
7 city of St. Louis, the vacancy shall be filled by appointment by the governor except that when a
8 vacancy occurs in the office of county assessor after a general election at which a person other than
9 the incumbent has been elected, the person so elected shall be appointed to fill the remainder of the
10 unexpired term; and the person appointed after duly qualifying and entering upon the discharge of
11 his duties under the appointment shall continue in office until the first Monday in January next
12 following the first ensuing general election, at which general election a person shall be elected to fill
13 the unexpired portion of the term, or for the ensuing regular term, as the case may be, and the
14 person so elected shall enter upon the discharge of the duties of the office the first Monday in
15 January next following his election, except that when the term to be filled begins on any day other
16 than the first Monday in January, the appointee of the governor shall be entitled to hold the office
17 until such other date.

18 2. (1) Notwithstanding subsection 1 of this section or any other provision of law to the
19 contrary, when any vacancy, caused in any manner or by any means whatsoever, occurs or exists in
20 any county office, the county commission of all noncharter counties shall, no later than fourteen
21 days after the occurrence of the vacancy, fill the vacancy by appointment, and the person so
22 appointed by the county commission, after duly qualifying and entering upon the discharge of his or
23 her duties under the appointment, shall continue in office until the governor fills the vacancy by
24 appointment under subsection 1 of this section or until the vacancy is filled by operation of another
25 provision of law.

26 (2) In any county with only two county commissioners, if the commissioners cannot agree
27 upon an appointee, the two remaining county commissioners and the presiding judge of the circuit
28 court shall vote to make the appointment required under subdivision (1) of this subsection.

29 3. The provisions of this section shall not apply to:

30 (1) Vacancies in county offices in any county which has adopted a charter for its own

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1 government under Section 18, Article VI of the Constitution; or

2 (2) Vacancies in the office of any associate circuit judge , circuit judge, circuit clerk,
3 prosecuting attorney, or circuit attorney.

4 4. Any vacancy in the office of recorder of deeds in the city of St. Louis shall be filled by
5 appointment by the mayor of that city."; and

6
7 Further amend said bill by amending the title, enacting clause, and intersectional references
8 accordingly.