

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Committee Substitute for House Bill No. 738, Page 41, Section 115.960, Line 87,  
2 by inserting after said section and line the following:

3  
4 "115.970. 1. Notwithstanding any other provision of law, by January 1, 2023, the office of  
5 the secretary of state shall establish a process to conduct automatic voter registration based on  
6 driver's license and nondriver identification card information and shall provide recommendations to  
7 local election authorities for the automatic registration of eligible voters.

8 2. The department of revenue and the motor vehicle and driver licensing division shall,  
9 periodically as required by rule or policy, provide the secretary of state's office with such  
10 information as the secretary of state specifies is necessary to conduct recommendations for  
11 automatic voter registration.

12 3. When an individual is finally discharged from probation, parole, or incarceration and the  
13 discharge is nonconditional, the department of corrections under chapter 217 shall submit to the  
14 secretary of state the individual's name; date of birth; residence or place of voter registration prior to  
15 probation, parole, or incarceration; and residence after discharge from probation, parole, or  
16 incarceration. The secretary of state shall forward this information to the local election authority for  
17 inclusion on voter registration lists, subject to the provisions of subsection 4 of this section.

18 4. The office of the secretary of state shall provide lists of nonbinding recommendations for  
19 inclusion on voter registration lists to local election authorities, and such authorities shall include  
20 such recommendations on voter registration lists subject to existing verification procedures for  
21 determining whether an individual is eligible to register to vote and eligible to vote. Local election  
22 authorities shall retain full jurisdiction and power to decline to register individuals not verified to be  
23 eligible to vote and to remove the names of individuals who are no longer eligible to vote from voter  
24 registration lists.

25 5. Within sixty days of receipt of a proposed voter registration list, but prior to including a  
26 recommended individual on a voter registration list, the local election authority shall send notice of  
27 potential automatic registration, which shall include a paid postcard for purposes of declining  
28 registration. If after a period of thirty days the postcard is not returned to the local election  
29 authority, the individual's name shall be added to the voter registration list; except that, any time a  
30 postcard is returned, the individual's name shall be removed from the voter registration list. This  
31 subsection shall not be construed to prevent removal from voter registration lists by any other  
32 method allowed under this chapter.

33 6. The provisions of this section allow for automatic voter registration in addition to any  
34 other method of registration allowed under this chapter and shall not be interpreted to invalidate any  
35 other method of voter registration.

36 7. The provisions of this section with regard to the secretary of state, the department of

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 revenue, and local election authorities shall be subject to the appropriation and payment of funds  
2 necessary to conduct automatic voter registration and verification procedures.

3 8. The office of the secretary of state may promulgate all necessary rules for the  
4 administration of this section. Any rule or portion of a rule, as that term is defined in section  
5 536.010, that is created under the authority delegated in this section shall become effective only if it  
6 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
7 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the  
8 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and  
9 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
10 rule proposed or adopted after August 28, 2021 shall be invalid and void."; and

11  
12 Further amend said bill by amending the title, enacting clause, and intersectional references  
13 accordingly.