

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 738, Page 7, Section 115.123, Line 21, by
2 inserting after all of said section and line the following:

3
4 "115.133. 1. Except as provided in subsection 2 of this section, any citizen of the United
5 States who is a resident of the state of Missouri and seventeen years and six months of age or older
6 shall be entitled to register and to vote in any election which is held on or after his or her eighteenth
7 birthday.

8 2. No person who is adjudged incapacitated shall be entitled to register or vote. No person
9 shall be entitled to vote:

10 (1) While confined under a sentence of imprisonment after conviction of a felony; or

11 (2) [~~While on probation or parole after conviction of a felony, until finally discharged from~~
12 ~~such probation or parole; or~~

13 ~~—(3)] After conviction of a felony [~~or misdemeanor~~] connected with the right of suffrage.~~

14 3. Except as provided in federal law or federal elections and in section 115.277, no person
15 shall be entitled to vote if the person has not registered to vote in the jurisdiction of his or her
16 residence prior to the deadline to register to vote.

17 4. Nothing in this section shall prohibit any defendant who is otherwise eligible to vote and
18 is confined in a jail from voting in an election if he or she has not yet been convicted of a crime.";
19 and

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21 Further amend said bill, Page 22, Section 115.283, by inserting prior to all of said section the
22 following:

23
24 "115.280. 1. Any defendant who is confined in a jail and is otherwise entitled to vote, shall
25 be allowed the opportunity to vote absentee in any election in which he or she is eligible to vote.
26 For purposes of this section, the defendant's address shall be his or her residential address
27 immediately prior to confinement.

28 2. Jails that house defendants who are eligible to vote shall provide applications for absentee
29 ballots and assist any eligible defendant in mailing the application to the correct local election
30 authority. The jail shall be responsible for the costs of mailing the application.

31 3. Local election authorities that receive applications from defendants confined in a jail shall

Action Taken _____ Date _____

1 verify the defendant's eligibility to vote in the same manner as other applications to vote absentee
2 are verified and shall mail the appropriate ballot, including a postage-paid return envelope, to the
3 defendant.

4 4. Upon receipt of a ballot, the defendant shall be allowed to exercise his or her right to
5 vote. The jail shall provide a notary for the ballot, if required, and mail the ballot back to the local
6 election authority before the deadline."; and

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