

SECOND REGULAR SESSION

HOUSE BILL NO. 1860

91ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE HENDRICKSON.

Read 1st time February 7, 2002, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

4383L.01I

AN ACT

To repeal sections 128.070 and 128.080, RSMo, and to enact in lieu thereof two new sections relating to presidential electors.

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

Section A. Sections 128.070 and 128.080, RSMo, are repealed and two new sections
2 enacted in lieu thereof, to be known as sections 128.070 and 128.080, to read as follows:

128.070. The governor, on receipt of the certificates from the several counties in each
2 district which [he] **the governor** may have received within fifteen days after the day of election,
3 shall immediately add up the vote from the several counties, and [the]:

4 **(1) For the electors nominated from congressional districts, each** person [residing
5 in any one district] having the highest number of votes given in [the state for any one person
6 residing in the same] **that person's electoral** district shall [by him] be declared **by the governor**
7 **to be the** duly elected elector for [said] **that electoral** district[.] ; and

8 **(2) For the electors nominated as at-large electors, the two persons nominated by**
9 **the party or person whose electors receive the highest number of votes given in the state**
10 **shall be declared by the governor to be the two duly elected at-large electors.**

128.080. If two or more persons [residing] **who reside** in one **electoral** district **and who**
2 **are standing for election as presidential electors from such electoral district** shall have an
3 equal number of votes given **in such district, or if two or more persons who are standing for**
4 **election as presidential electors at-large from different persons or parties shall have an**
5 **equal number of votes given** in the state, as aforesaid, and more than any other person residing
6 in the same district **or in the state, as the case may be,** the governor shall immediately notify

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

7 the general assembly thereof, and such election shall be determined by joint vote of both houses
8 of the general assembly, by choosing one of the persons so having an equal number of votes.