

HOUSE AMENDMENT NO. _____
TO
HOUSE AMENDMENT NO. _____

Offered By

1 AMEND House Amendment No. _____ to House Committee Substitute for House Bill Nos. 26 &
2 922, Page 7, Lines 30 to 47, by deleting all of said lines from the amendment and inserting in lieu
3 thereof the following:
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5 "Further amend said bill, Pages 18 and 19, Section 115.395, by removing all of said section
6 from the bill and inserting in lieu thereof the following:
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8 "115.395. 1. At each primary election, there shall be ~~[as many separate ballots as there are~~
9 ~~parties entitled to participate in the election]~~ a single ballot listing all candidates who have properly
10 filed to run for office with a political party or as an independent.

11 2. The names of the candidates for each office ~~[on each party ballot]~~ shall be listed in the
12 order in which they are filed, except that, in the case of candidates who file a declaration of
13 candidacy with the secretary of state prior to 5:00 p.m. on the first day for filing, the secretary of
14 state shall determine by random drawing the order in which such candidates' names shall appear on
15 the ballot. The drawing shall be conducted so that each candidate, or candidate's representative if
16 the candidate filed under subsection 2 of section 115.355, may draw a number at random at the time
17 of filing. The secretary of state shall record the number drawn with the candidate's declaration of
18 candidacy. The names of candidates filing on the first day for filing for each office on each party
19 ballot shall be listed in ascending order of the numbers so drawn. For the purposes of this
20 subsection, the election authority responsible for oversight of the filing of candidates, other than
21 candidates that file with the secretary of state, shall clearly designate where candidates, or a
22 candidate's representative if the candidate filed under subsection 2 of section 115.355, shall form a
23 line to effectuate such filings and determine the order of such filings; except that, in the case of
24 candidates who file a declaration of candidacy with the election authority prior to 5:00 p.m. on the
25 first day for filing, the election authority may determine by random drawing the order in which such
26 candidates' names shall appear on the ballot. If a drawing is conducted pursuant to this subsection,
27 it shall be conducted so that each candidate, or candidate's representative if the candidate filed under
28 subsection 2 of section 115.355, may draw a number at random at the time of filing. If such
29 drawing is conducted, the election authority shall record the number drawn with the candidate's
30 declaration of candidacy. If such drawing is conducted, the names of candidates filing on the first
31 day for filing for each office ~~[on each party ballot]~~ shall be listed in ascending order of the numbers
32 so drawn.

33 3. Insofar as applicable, the provisions of sections 115.237 and 115.245 shall apply to each
34 ballot prepared for a primary election, except that the ballot information may be placed in vertical or

Action Taken _____ Date _____

1 horizontal rows, no circle shall appear under any party name and no write-in lines shall appear under
2 the name of any office for which a candidate is to be nominated at the primary. At a primary
3 election, write-in votes shall be counted only for persons who can be elected to an office at the
4 primary."; and

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6 Further amend said bill, Pages 19 to 22, Sections 115.397, 115.409, 115.429, 115.628, 115.770, and
7 Section B., by removing all of said sections from the bill and inserting in lieu thereof the following:

8
9 "Section 1. Notwithstanding any other provisions of chapter 115 or other law to the contrary,
10 the primary election for all local, state, and federal offices shall have a single nonpartisan ballot with
11 all the candidates, including independent candidates, who properly file to run for a particular office
12 listed on the ballot as authorized under section 115.395. The primary ballot for any local, state, or
13 federal office shall be evaluated by placing the candidates in order based on the number of votes
14 received and the top two candidates selected from the nonpartisan ballot for a particular office shall
15 then advance to the general election, without regard to such candidate's political party or
16 independent affiliation, and their names shall be placed on the general election ballot."; and"; and

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18 Further amend said bill by amending the title, enacting clause, and intersectional references
19 accordingly.

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21 THIS AMENDMENT AMENDS NO. 0330H07.04H