

SECOND REGULAR SESSION

HOUSE BILL NO. 2321

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PRICE IV.

4538H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 115, RSMo, by adding thereto one new section relating to voters with disabilities.

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

Section A. Chapter 115, RSMo, is amended by adding thereto one new section, to be
2 known as section 115.1000, to read as follows:

3 **115.1000. 1. (1) Notwithstanding any other provision of law, an election**
4 **authority with more than three hundred fifty thousand residents shall make available**
5 **for all statewide elections, elections for the general assembly, or local elections at least**
6 **one voting machine per polling location for use by voters with disabilities covered by the**
7 **Americans with Disabilities Act, 42 U.S.C. 12101 et seq., and provided for in the Help**
8 **America Vote Act.**

9 **(2) Notwithstanding any other provision of law, an election authority with fewer**
10 **than three hundred fifty thousand residents shall make available for all statewide**
11 **elections, elections for the general assembly, or local elections at least one voting**
12 **machine for use by voters with disabilities covered by the Americans with Disabilities**
13 **Act, 42 U.S.C. 12101 et seq., and provided for in the Help America Vote Act.**

14 **(3) For purposes of this section, each election authority shall be presumed to**
15 **possess an accessible voting machine for purposes of compliance with the Help America**
Vote Act, and such machine shall be made available at state and local elections in the
same manner as for federal elections.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

16 **2. Any additional election costs for the maintenance and use of such machines**
17 **during statewide and general assembly elections shall be paid by the state and subject to**
18 **appropriation.**

19 **3. Any qualified voter may cast a ballot using the accessible voting machine**
20 **without confirmation of disability by an election authority, but the provisions of this**
21 **section shall not be interpreted to require that persons with a disability use an accessible**
22 **voting machine. Upon signing an affidavit, voters with a disability may continue to vote**
23 **by absentee ballot as provided by general law or by any other legal method of voting**
24 **with the assistance of election judges under section 115.445.**

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