

SECOND REGULAR SESSION

HOUSE BILL NO. 2395

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE GUNBY.

5144H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 115, RSMo, by adding thereto one new section relating to elections.

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 115.970, to read as follows:

3 **115.970. 1. Notwithstanding any other provision of law, the secretary of state**
4 **shall establish a process to conduct automatic voter registration, based on driver's**
5 **license information, which shall provide recommendations to local election authorities**
6 **for the automatic registration of eligible voters.**

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

11 **3. The secretary of state shall provide lists of nonbinding recommendations for**
12 **inclusion on voter registration lists to local election authorities, and such authorities**
13 **shall include such recommendations on voter registration lists subject to existing**
14 **verification procedures for determining whether an individual is eligible to register to**
15 **vote and eligible to vote. Local election authorities shall retain full jurisdiction and**
16 **power to decline to register individuals not verified to be eligible to vote and to remove**
17 **the names of individuals who are no longer eligible to vote from voter registration lists.**

18 **4. Within two months of receipt of a proposed voter registration list, but prior to**
including a recommended individual on a voter registration list, the local election
authority shall send notice of potential automatic registration, which shall include a

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.

19 postage-paid postcard for purposes of declining registration. If, after a period of one
20 month, the postcard is not returned to the local election authority, the individual's name
21 shall be added to the voter registration list; except that, any time the postcard is
22 received, the individual's name shall be removed from the voter registration list. This
23 subsection shall not be construed to prevent removal from voter registration lists by any
24 other method allowed under this chapter.

25 5. The provisions of this section allow for automatic voter registration in
26 addition to any other method of registration allowed under this chapter and shall not be
27 interpreted to invalidate any other method for voter registration.

28 6. The provisions of this section with regard to the secretary of state, the
29 department of revenue, and local election authorities shall be subject to the
30 appropriation and payment of funds necessary to conduct automatic voter
31 registration and verification procedures.

32 7. The secretary of state may promulgate all necessary rules for the
33 administration of this section. Any rule or portion of a rule, as that term is defined
34 in section 536.010, that is created under the authority delegated in this section shall
35 become effective only if it complies with and is subject to all of the provisions of chapter
36 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable,
37 and if any of the powers vested with the general assembly pursuant to chapter 536 to
38 review, to delay the effective date, or to disapprove and annul a rule are subsequently
39 held unconstitutional, then the grant of rulemaking authority and any rule proposed or
40 adopted after August 28, 2022, shall be invalid and void.

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