

FIRST REGULAR SESSION

# HOUSE BILL NO. 1098

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE GUNBY.

2305H.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 known as section 115.970, to read as follows:

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

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

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

**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 postage-paid**

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

25         5. The provisions of this section allow for automatic voter registration in addition  
26 to any other method of registration allowed under this chapter and shall not be interpreted  
27 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 appropriation  
30 and payment of funds necessary to conduct automatic voter registration and verification  
31 procedures.

32         7. The secretary of state may promulgate all necessary rules for the administration  
33 of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that  
34 is created under the authority delegated in this section shall become effective only if it  
35 complies with and is subject to all of the provisions of chapter 536 and, if applicable,  
36 section 536.028. This section and chapter 536 are nonseverable, and if any of the powers  
37 vested with the general assembly pursuant to chapter 536 to review, to delay the effective  
38 date, or to disapprove and annul a rule are subsequently held unconstitutional, then the  
39 grant of rulemaking authority and any rule proposed or adopted after August 28, 2021,  
40 shall be invalid and void.

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