

# SENATE BILL NO. 1288

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR BRATTIN.

4874S.01I

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 115.399, RSMo, and to enact in lieu thereof one new section relating to presidential candidates.

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

Section A. Section 115.399, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 115.399,  
3 to read as follows:

115.399. 1. Not later than the twelfth Tuesday prior  
2 to each presidential election, or notwithstanding any prior  
3 laws to the contrary, in the year 1996 and thereafter,  
4 within seven working days after choosing its nominees for  
5 president and vice president of the United States, whichever  
6 is later, the state committee of each established political  
7 party shall certify in writing to the secretary of state the  
8 names of its nominees for president and vice president of  
9 the United States.

10 2. Not later than the third Tuesday prior to each  
11 presidential election, the state committee of each  
12 established political party shall certify in writing to the  
13 secretary of state the names of its nominees for  
14 presidential elector. At least one qualified resident of  
15 each congressional district shall be named as a nominee for  
16 presidential elector by each state committee, and the number  
17 of nominees for presidential elector named by each state

18 committee shall equal the number to which the state is  
19 entitled.

20 3. When submitted for filing, each certification made  
21 by a state committee pursuant to the provisions of  
22 subsection 2 of this section shall be accompanied by a  
23 declaration of candidacy for each candidate for presidential  
24 elector. Each declaration of candidacy shall state the  
25 candidate's full name, residence address, office for which  
26 such person proposes to be a candidate and that if elected  
27 the person will qualify. Each such declaration shall be in  
28 substantially the following form:

29 I, \_\_\_\_\_, a resident of the \_\_\_\_\_ congressional district  
30 and the state of Missouri do announce myself a candidate  
31 for the office of presidential elector from the \_\_\_\_\_  
32 congressional district (state at large) on the \_\_\_\_\_  
33 ticket, to be voted for at the presidential election to be  
34 held on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, and I further  
35 declare that if nominated and elected to such office I will  
36 qualify.

37 \_\_\_\_\_  
38

39 Signature of  
40 candidate

Subscribed and  
sworn  
to before me this  
\_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_\_.

41 \_\_\_\_\_  
42  
43 \_\_\_\_\_

44 Residence address

\_\_\_\_\_  
Signature of  
election  
official or officer  
authorized to  
administer oaths

48

49 Each such declaration shall be subscribed and sworn to by  
50 the candidate before the election official receiving the  
51 certification, a notary public or other officer authorized  
52 by law to administer oaths.

53 **4. No person shall be eligible to be certified as a**  
54 **nominee for president pursuant to this section if the United**  
55 **States House of Representatives has authorized an**  
56 **impeachment inquiry into such person by resolution approved**  
57 **by the House of Representatives and the inquiry has not been**  
58 **finally resolved.**

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