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October 2, 2009

OPINION LETTER NO. 213-2009

The Honorable Robin Carnahan  
Missouri Secretary of State  
James C. Kirkpatrick State Information Center  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Carnahan:

This opinion letter responds to your request dated September 24, 2009, for our review under § 116.334, RSMo, of a proposed summary statement prepared for the petition submitted by Jo Sapp regarding a proposed amendment to Chapter 115, RSMo. The proposed summary statement is as follows:

Shall Missouri law be amended to:

- expand options for voters by allowing them to cast ballots in person prior to Election Day without the current absentee ballot excuse requirement; and
- make it illegal to cast such an early ballot and to vote at the polls for the same election?

Pursuant to § 116.334, RSMo, we approve the legal content and form of the proposed statement. Because our review of the statement is mandated by statute, no action that we take with respect to such review should be construed as an endorsement of the petition, nor as the expression of any view regarding the objectives of its proponents.

Very truly yours,

A handwritten signature in black ink that reads "Chris Koster".

CHRIS KOSTER  
Attorney General