

June 13, 1966



Honorable Carl D. Gum
Prosecuting Attorney for Cass County
Court House
Harrisonville, Missouri 64701

Dear Mr. Gum:

This is in reference to your request for an opinion from this office concerning the question whether an individual who registered under Section 114.060, RSMo 1959, can vote in person at an election or whether he can vote only by absentee ballot.

Enclosed herewith is an opinion issued by this department on November 3, 1950, to Mr. C. B. Burns, Prosecuting Attorney, Brookfield, Missouri to the effect that an absentee ballot is void and should not be counted if the elector is present in the county on the day of the election.

Also enclosed herewith is an opinion issued by this office on March 22, 1966, to Honorable William Pannell, Prosecuting Attorney, Jefferson County, Hillsboro, Missouri, concerning the procedure to be followed by the county clerk in registering voters under Section 114.130, RSMo 1959.

We believe that the answers to your question will be found in these two opinions. If you have any further questions, please advise.

Very truly yours,

NORMAN H. ANDERSON
Attorney General

MM:mm/aa

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