

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/HCS/House Bill No. 1854, Page 5, Section 29.230, Line 26,

2 of said page, by inserting immediately after said line the
3 following:

4 "34.600. 1. This section shall be known as the
5 "Anti-Discrimination Against Israel Act".

6 2. A public entity shall not enter into a contract with a
7 company to acquire or dispose of services, supplies, information
8 technology, or construction unless the contract includes a
9 written certification that the company is not currently engaged
10 in and shall not, for the duration of the contract, engage in a
11 boycott of goods or services from the State of Israel; companies
12 doing business in or with Israel or authorized by, licensed by,
13 or organized under the laws of the State of Israel; or persons or
14 entities doing business in the State of Israel. This section
15 shall not apply to contracts with a total potential value of less
16 than one hundred thousand dollars or to contractors with fewer
17 than ten employees.

18 3. As used in this section, the following terms and phrases
19 shall mean:

20 (1) "Boycott Israel" and "boycott of the State of Israel",
21 engaging in refusals to deal, terminating business activities, or

1 other actions to discriminate against, inflict economic harm, or
2 otherwise limit commercial relations specifically with the State
3 of Israel; companies doing business in or with Israel or
4 authorized by, licensed by, or organized under the laws of the
5 State of Israel; or persons or entities doing business in the
6 State of Israel, that are all intended to support a boycott of
7 the State of Israel. A company's statement that it is
8 participating in boycotts of the State of Israel; companies doing
9 business in or with Israel or authorized by, licensed by, or
10 organized under the laws of the State of Israel; or persons or
11 entities doing business in the State of Israel, or that it has
12 taken the boycott action at the request, in compliance with, or
13 in furtherance of calls for a boycott of the State of Israel;
14 companies doing business in or with Israel or authorized by,
15 licensed by, or organized under the laws of the State of Israel;
16 or persons or entities doing business in the State of Israel
17 shall be considered to be conclusive evidence that a company is
18 participating in a boycott of the State of Israel; companies
19 doing business in or with Israel or authorized by, licensed by,
20 or organized under the laws of the State of Israel; or persons or
21 entities doing business in the State of Israel; provided, however
22 that a company that has made no such statement may still be
23 considered to be participating in a boycott of the State of
24 Israel; companies doing business in or with Israel or authorized
25 by, licensed by, or organized under the laws of the State of
26 Israel; or persons or entities doing business in the State of
27 Israel if other factors warrant such a conclusion;

28 (2) "Company", any for-profit or not-for-profit
29 organization, association, corporation, partnership, joint

1 venture, limited partnership, limited liability partnership,
2 limited liability company, or other entity or business
3 association, including all wholly-owned subsidiaries,
4 majority-owned subsidiaries, parent companies, or affiliates of
5 those entities or business associations;

6 (3) "Public entity", the state of Missouri or any political
7 subdivision thereof, including all boards, commissions, agencies,
8 institutions, authorities, and bodies politic and corporate of
9 the state created by or in accordance with state law or
10 regulations.

11 4. Any contract that fails to comply with the provisions of
12 this section shall be void against public policy.

13 5. The commissioner of administration or his or her
14 designee may promulgate regulations to implement the provisions
15 of this act so long as they are consistent with this section and
16 do not create any exceptions. Any rule or portion of a rule, as
17 that term is defined in section 536.010, that is created under
18 the authority of this section shall become effective only if it
19 complies with and is subject to all of the provisions of chapter
20 536 and, if applicable, section 536.028. This section and
21 chapter 536 are nonseverable and if any of the powers vested with
22 the general assembly pursuant to chapter 536, to review, to delay
23 the effective date, or to disapprove and annul a rule are
24 subsequently held unconstitutional, then the grant of rulemaking
25 authority and any rule proposed or adopted after August 28, 2020,
26 shall be invalid and void."; and

27 Further amend the title and enacting clause accordingly.