

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/HCS/House Bill No. 301, Page 42, Section 84.510, Line 87,

2 by inserting after all of said line the following:

3 "105.451. 1. Any person shall be deemed of bad moral
4 character, untrustworthy, and unfit for elected public
5 office or employment with the state or any local government
6 if the person, while holding an elected public office, and
7 by clothing him or herself with the influence, prestige, or
8 authority of his or her public office or through any public
9 or private title, office, or position arising out of or
10 associated with his or her public office, including, but not
11 limited to, a caucus or association of elected public
12 officials, is or has been convicted of:

13 (1) Stealing campaign funds by deceit pursuant to
14 section 570.030 or otherwise in violation of any other
15 provision of law;

16 (2) Stealing the funds of a caucus or association or
17 funds intended for a caucus or association by deceit
18 pursuant to section 570.030 or otherwise in violation of any
19 other provision of law;

20 (3) Expending campaign funds in violation of section
21 130.031; or

22 (4) Converting campaign funds to his or her personal
23 use in violation of section 130.034.

24 2. Any person deemed unfit for elected public office
25 or employment with the state or any local government as
26 provided in subsection 1 of this section shall forfeit his

27 or her elected public office or employment and be removed
28 from said elected public office or employment.

29 3. Any elected or appointed official who knowingly,
30 willingly, or purposefully appoints or retains a person
31 unfit for employment with the state or any local government
32 as provided in subsection 1 of this section shall forfeit
33 his or her office.

34 4. The prosecuting attorney, circuit attorney, or
35 attorney general, upon receipt of knowledge or information
36 of any elected public officer or public employee who is
37 declared unfit for elected public office or employment with
38 the state or any local government pursuant to subsection 1
39 or 3 of this section, shall commence an action to remove
40 from public employment or public office any public employee
41 or elected public official who is disqualified from holding
42 public employment or elected public office or has forfeited
43 his or her public employment or elected public office in
44 connection with a conviction or violation described in
45 subsection 1 of this section."; and

46 Further amend said bill, page 43, section 105.500, line
47 41, by inserting after all of said line the following:

48 "105.669. 1. Any participant of a plan who is
49 convicted of a felony offense listed in subsection 3 of this
50 section, which is committed in direct connection with or
51 directly related to the participant's duties as an employee
52 on or after August 28, 2014, shall not be eligible to
53 receive any retirement benefits from the respective plan
54 based on service rendered on or after August 28, 2014,
55 except a participant may still request from the respective
56 retirement system a refund of the participant's plan
57 contributions, including interest credited to the
58 participant's account.

59 2. The employer of any participant who is charged or
60 convicted of a felony offense listed in subsection 3 of this
61 section, which is committed in direct connection with or
62 directly related to the participant's duties as an employee
63 on or after August 28, 2014, shall notify the appropriate
64 retirement system in which the offender was a participant
65 and provide information in connection with such charge or
66 conviction. The plans shall take all actions necessary to
67 implement the provisions of this section.

68 3. A felony conviction based on any of the following
69 offenses or a substantially similar offense provided under
70 federal law shall result in the ineligibility of retirement
71 benefits as provided in subsection 1 of this section:

72 (1) The offense of felony stealing under section
73 570.030 when such offense involved money, property, or
74 services valued at five thousand dollars or more;

75 (2) The offense of felony receiving stolen property
76 under section 570.080, as it existed before January 1, 2017,
77 when such offense involved money, property, or services
78 valued at five thousand dollars or more;

79 (3) The offense of forgery under section 570.090;

80 (4) The offense of felony counterfeiting under section
81 570.103;

82 (5) The offense of bribery of a public servant under
83 section 576.010; or

84 (6) The offense of acceding to corruption under
85 section 576.020.

86 4. Any participant of a plan who is unfit for elected
87 public office or employment with the state or any local
88 government pursuant to subsection 1 of section 105.451 shall
89 not be eligible to receive any retirement benefits from the
90 respective plan.

91 5. The employer of any participant who is declared
92 unfit for elected public office or employment with the state
93 or any local government pursuant to subsection 1 of section
94 105.451 shall notify the appropriate retirement system in
95 which the public employee or public official was a
96 participant and provide information in connection with a
97 conviction or violation described in subsection 1 of section
98 105.451."; and

99 Further amend the title and enacting clause accordingly.