

# SENATE BILL NO. 719

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR FITZWATER.

2729S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 105.669, RSMo, and to enact in lieu thereof one new section relating to retirement benefits for public officers.

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

Section A. Section 105.669, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 105.669, to read as follows:

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

2. The employer of any participant who is charged or convicted of a felony offense listed in subsection 3 of this section, which is committed in direct connection with or directly related to the participant's duties as an employee on or after August 28, 2014, shall notify the appropriate retirement system in which the offender was a participant and provide information in connection with such charge or

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

19 conviction. [The plans shall take all actions necessary to  
20 implement the provisions of this section.]

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

25 (1) The offense of felony stealing under section  
26 570.030 when such offense involved money, property, or  
27 services valued at five thousand dollars or more;

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

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

33 (4) The offense of felony counterfeiting under section  
34 570.103;

35 (5) The offense of bribery of a public servant under  
36 section 576.010; or

37 (6) The offense of acceding to corruption under  
38 section 576.020.

39 **4. Any participant of a plan who was an elected or**  
40 **appointed public official removed from office pursuant to an**  
41 **action for a writ of quo warranto filed in accordance with**  
42 **chapter 531, shall not be eligible to receive any retirement**  
43 **benefits from the respective plan for service rendered while**  
44 **in the office of which he or she was removed, except a**  
45 **participant may still request from the respective plan a**  
46 **refund of the participant's plan contributions, including**  
47 **interest credited to the participant's account.**

48 5. The relator of an action for a writ of quo warranto  
49 filed in accordance with chapter 531 shall send the  
50 permanent writ of quo warranto to the appropriate plan in

51 which the officer was a participant and provide information  
52 in connection with such action.

53         6. The plans shall take all actions necessary to  
54 implement the provisions of this section.

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