

SECOND REGULAR SESSION

HOUSE BILL NO. 1906

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE LOEHNER.

Read 1st time January 29, 2008 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

4739L.01I

AN ACT

To repeal sections 26.215, 26.220, 26.225, 27.090, 27.095, 27.100, 28.300, 28.305, 28.310, 29.400, 29.405, 29.410, 30.500, 30.505, and 30.510, RSMo, and to enact in lieu thereof fifteen new sections relating to the transition period for statewide elected officials.

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

Section A. Sections 26.215, 26.220, 26.225, 27.090, 27.095, 27.100, 28.300, 28.305, 28.310, 29.400, 29.405, 29.410, 30.500, 30.505, and 30.510, RSMo, are repealed and fifteen new sections enacted in lieu thereof, to be known as sections 26.215, 26.220, 26.225, 27.090, 27.095, 27.100, 28.300, 28.305, 28.310, 29.400, 29.405, 29.410, 30.500, 30.505, and 30.510, to read as follows:

26.215. 1. In each year in which a governor or lieutenant governor of this state is elected and the governor or the lieutenant governor so elected is not the incumbent at the time of the election, funds and facilities for that governor-elect and lieutenant governor-elect, to be used by each of them in preparing an orderly transition of administrations, shall be provided.

2. The legislature shall appropriate to the commissioner of administration funds to be used only for the purpose of these transitions and to be expended during the transition period, but in no event shall the amount so appropriated exceed one hundred thousand dollars for the governor-elect and five thousand dollars for the lieutenant governor-elect for any such transition and all funds not expended for this purpose during the transition period shall revert to general revenue. **All salaries and expenses incurred during the transition period shall be paid only from funds appropriated for the purpose of the transition.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

26.220. The transition period shall begin on the [fifteenth day of November] **first day** following the election of a governor or lieutenant governor who is not an incumbent and shall end when that governor-elect or lieutenant governor-elect has taken the oath of office. **Expenses incurred during the transition period may be paid after the actual end of the transition period.**

26.225. 1. The commissioner of administration shall provide office space and equipment for the governor-elect and the lieutenant governor-elect and their staff during the transition period. The facilities provided shall be located at the seat of government and shall be suitable for the purpose and capable of adequately housing the transition staff of the governor-elect and the lieutenant governor-elect. The facilities provided for the staffs of the governor-elect and the lieutenant governor-elect shall be separate facilities.

2. The commissioner of administration shall furnish the transition facilities with adequate telephone service, office furniture and office [machines including but not limited to typewriters, adding machines and duplicating] equipment. **The commissioner of administration shall request separate funding to pay the estimated costs of securing space and setting up the transition facilities so that the facilities are operational on the day following the election. Such funds shall be used solely for setting up the transition facilities, and shall not be used for expenses incurred during the official transition period.**

3. The transition period office space may be located in state-owned buildings or in leased property. [All salaries, expenses, rentals and equipment purchase and repairs shall be made only from funds appropriated for the purpose of these transitions.]

27.090. 1. In each year in which an attorney general of this state is elected and when the attorney general so elected is not the incumbent at the time of the election, funds and facilities for the attorney general-elect to [be used by him] **use** in preparing an orderly transition of administration shall be provided.

2. The legislature shall appropriate to the commissioner of administration, funds to be used only for the purpose of this transition and to be expended during the transition period but in no event shall the amount so appropriated exceed ten thousand dollars for any such transition and all funds not expended for this purpose during the transition shall revert to general revenue. **All salaries and expenses incurred during the transition period shall be paid only from funds appropriated for the purpose of the transition.**

27.095. The "transition period" shall begin on the [fifteenth day of November] **first day** following the election of an attorney general who is not an incumbent and shall end when that attorney general-elect has taken the oath of office. **Expenses incurred during the transition period may be paid after the actual end of the transition period.**

27.100. 1. The commissioner of administration shall provide office space and equipment for the attorney general-elect and [his] staff during the transition period. The facilities provided shall be located at the seat of government and shall be suitable for the purpose and capable of adequately housing the attorney general-elect and [his] staff.

2. The commissioner of administration shall furnish the transition facility with adequate telephone service, office furniture and office [machines including but not limited to typewriters, adding machines and duplicating] equipment. **The commissioner of administration shall request separate funding to pay the estimated costs of securing space and setting up the transition facilities so that the facilities are operational on the day following the election. Such funds shall be used solely for setting up the transition facilities, and shall not be used for expenses incurred during the official transition period.**

3. The transition period office space may be located in state-owned buildings or in leased property. [All salaries, expenses, rentals and equipment purchase and repairs shall be made only from funds appropriated for the purpose of this transition.]

28.300. 1. In each year in which a secretary of state of this state is elected and when the secretary of state so elected is not the incumbent at the time of the election, funds and facilities for the secretary of state-elect to [be used by him] **use** in preparing an orderly transition of administration shall be provided.

2. The legislature shall appropriate to the commissioner of administration, funds to be used only for the purpose of this transition and to be expended during the transition period but in no event shall the amount so appropriated exceed ten thousand dollars for any such transition and all funds not expended for this purpose during the transition period shall revert to general revenue. **All salaries and expenses incurred during the transition period shall be paid only from funds appropriated for the purpose of the transition.**

28.305. The "transition period" shall begin on the [fifteenth day of November] **first day** following the election of a secretary of state who is not an incumbent and shall end when that secretary of state-elect has taken the oath of office. **Expenses incurred during the transition period may be paid after the actual end of the transition period.**

28.310. 1. The commissioner of administration shall provide office space and equipment for the secretary of state-elect and [his] staff during the transition period. The facilities provided shall be located at the seat of government and shall be suitable for the purpose and capable of adequately housing the secretary of state-elect and [his] staff.

2. The commissioner of administration shall furnish the transition facility with adequate telephone service, office furniture and office [machines including but not limited to typewriters, adding machines and duplicating] equipment. **The commissioner of administration shall request separate funding to pay the estimated costs of securing space and setting up the**

9 **transition facilities so that the facilities are operational on the day following the election.**
10 **Such funds shall be used solely for setting up the transition facilities, and shall not be used**
11 **for expenses incurred during the official transition period.**

12 3. The transition period office space may be located in state-owned buildings or in leased
13 property. [All salaries, expenses, rentals and equipment purchase and repairs shall be made only
14 from funds appropriated for the purpose of this transition.]

29.400. 1. In each year in which an auditor of this state is elected and when the auditor
2 so elected is not the incumbent at the time of the election, funds and facilities for the
3 auditor-elect to [be used by him] **use** in preparing an orderly transition of administration shall
4 be provided.

5 2. The legislature shall appropriate to the commissioner of administration, funds to be
6 used only for the purpose of this transition and to be expended during the transition period but
7 in no event shall the amount so appropriated exceed ten thousand dollars for any such transition
8 and all funds not expended for this purpose during the transition period shall revert to general
9 revenue. **All salaries and expenses incurred during the transition period shall be paid only**
10 **from funds appropriated for the purpose of the transition.**

29.405. The transition period shall begin on the [fifteenth day of November] **first day**
2 following the election of an auditor who is not an incumbent and shall end when that
3 auditor-elect has taken the oath of office. **Expenses incurred during the transition period**
4 **may be paid after the actual end of the transition period.**

29.410. 1. The commissioner of administration shall provide office space and equipment
2 for the auditor-elect and [his] staff during the transition period. The facilities provided shall be
3 located at the seat of government and shall be suitable for the purpose and capable of adequately
4 housing the auditor-elect and [his] staff.

5 2. The commissioner of administration shall furnish the transition facility with adequate
6 telephone service, office furniture and office [machines including but not limited to typewriters,
7 adding machines and duplicating] equipment. **The commissioner of administration shall**
8 **request separate funding to pay the estimated costs of securing space and setting up the**
9 **transition facilities so that the facilities are operational on the day following the election.**
10 **Such funds shall be used solely for setting up the transition facilities, and shall not be used**
11 **for expenses incurred during the official transition period.**

12 3. The transition period office space may be located in state-owned buildings or in leased
13 property. [All salaries, expenses, rentals and equipment purchase and repairs shall be made only
14 from funds appropriated for the purpose of this transition.]

30.500. 1. In each year in which a treasurer of this state is elected and when the treasurer
2 so elected is not the incumbent at the time of the election, funds and facilities for the

3 treasurer-elect to [be used by him] **use** in preparing an orderly transition of administration shall
4 be provided.

5 2. The legislature shall appropriate to the commissioner of administration, funds to be
6 used only for the purpose of this transition and to be expended during the transition period but
7 in no event shall the amount so appropriated exceed ten thousand dollars for any such transition
8 and all funds not expended for this purpose during the transition period shall revert to general
9 revenue. **All salaries and expenses incurred during the transition period shall be paid only**
10 **from funds appropriated for the purpose of the transition.**

30.505. The transition period shall begin on the [fifteenth day of November] **first day**
2 following the election of a treasurer who is not an incumbent and shall end when that
3 treasurer-elect has taken the oath of office. **Expenses incurred during the transition period**
4 **may be paid after the actual end of the transition period.**

30.510. 1. The commissioner of administration shall provide office space and equipment
2 for the treasurer-elect and [his] staff during the transition period. The facilities provided shall
3 be located at the seat of government and shall be suitable for the purpose and capable of
4 adequately housing the treasurer-elect and [his] staff.

5 2. The commissioner of administration shall furnish the transition facility with adequate
6 telephone service, office furniture and office [machines including but not limited to typewriters,
7 adding machines and duplicating] equipment. **The commissioner of administration shall**
8 **request separate funding to pay the estimated costs of securing space and setting up the**
9 **transition facilities so that the facilities are operational on the day following the election.**
10 **Such funds shall be used solely for setting up the transition facilities, and shall not be used**
11 **for expenses incurred during the official transition period.**

12 3. The transition period office space may be located in state-owned buildings or in leased
13 property. [All salaries, expenses, rentals and equipment purchase and repairs shall be made only
14 from funds appropriated for the purpose of this transition.]

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