

HOUSE _____ AMENDMENT NO. _____

Offered By

AMEND House Committee Substitute for Senate Bill No. 61, Page 6, Section 84.344, Line 20 by inserting after all of said line the following:

“3. The chief, or any manager of the highest rank regardless of that person's title, of a municipal police force established pursuant to section 84.346 shall not:

(1) Solicit orally, by letter, or otherwise any assessment, contribution, or payment for any political purpose whatsoever;

(2) Directly or indirectly give, pay, lend, or contribute any of his or her salary, compensation, money, or other valuable thing to any person on account of, or to be applied to, the promotion of any political party, political club, or any political purpose whatsoever;

(3) Use his or her official authority or influence for the purpose of interfering with any election, nomination for office, or result thereof;

(4) Be a member or official of any committee of any political party or board of aldermen;

(5) Solicit any person to vote for or against any candidate for public office, "poll precincts", or be connected with other political work of similar character on behalf of any political organization, party, or candidate;

(6) Affix any sign, bumper sticker, or other device, which either supports or opposes any ballot measure or political candidate, to any property or vehicle under the control of the police force;

(7) Publicly endorse a candidate for any public office;

(8) Work for, or provide any service to, on a paid or voluntary basis, a candidate for any public office or a campaign for or against any ballot initiative.

All such persons shall, however, retain the right to vote as they may choose and to express their opinions on all political subjects and candidates. Any person who violates this subsection shall immediately forfeit and vacate his or her office."; and

Further amend said bill, page 10, section 84.346, lines 101-102 of said page, by striking "The mayor of the city shall select the remaining members of the committee." and inserting in lieu

1 thereof the following: "The remaining members of the committee shall include the police chief of
2 the municipal police force, the city's director of public safety, and a person who has retired from
3 service with the board of police commissioners or the municipal police who shall be appointed to
4 the committee by a law enforcement association that represents a majority of members of the
5 municipal police force."; and

6
7 Further amend said bill, page 15, section 86.213, line 13 of said page, by striking "Three"
8 and inserting in lieu thereof the following: "Two"; and

9
10 Further amend said bill, page, and section, line 14 of said page, by inserting immediately after the
11 word "years" the following: ", except the mayor shall not appoint the police chief of the
12 municipal police force, the city's director of public safety, or the president of the board of police
13 commissioners of the city"; and

14
15 Further amend said bill and section, page, line 23 of said page, by striking "Two" and
16 inserting in lieu thereof the following: "Three"; and

17
18 Further amend said bill, page 21, Section 2, line 4 by inserting immediately after said line the
19 following:

20 "Section 3. 1. No elected or appointed official of the state or any political subdivision
21 thereof shall act or refrain from acting in any manner to impede, obstruct, hinder, or otherwise
22 interfere with any member of a municipal police force established pursuant to section 84.346 in
23 the performance of his or her job duties, or with any aspect of any investigation arising from the
24 performance of such job duties. This section shall not be construed to prevent such officials from
25 acting within the normal course and scope of their employment or from acting to implement the
26 sections 84.345 to 84.348. Any person who shall violate this section shall be liable for a penalty
27 of two thousand five hundred dollars for each offense and shall forever be disqualified from
28 holding any office or employment whatsoever with the governmental entity the person served at
29 the time of the violation. The penalty may not be paid by the funds of any committee as the term
30 "committee" is defined in section 130.011. This section shall not be construed to interfere with
31 the punishment, under any laws of this state, of a criminal offense committed by such officials,
32 nor shall this section apply to duly appointed members of the municipal police force, or their
33 appointing authorities, whose conduct is otherwise provided for by law.

34 Section 4. 1. It shall be an unlawful employment practice for an official, employee, or
35 agent of a municipal police force established pursuant to section 84.346 to discharge, demote,
36 reduce the pay of, or otherwise retaliate against an employee of the municipal police force for

1 reporting to any superior, government agency, or the press the conduct of another employee that
2 the reporting employee believes, in good faith, is illegal.

3 2. Any employee of the municipal police force may bring a cause of action for general or
4 special damages based on a violation of this section."; and

5
6 Further amend said bill by amending the title, enacting clause, and intersectional references
7 accordingly.
8