

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 90, Section 115.300, Page 8, Line 8, by
2 inserting after all of said Line the following:

3
4 "115.342. 1. Any person who files as a candidate for election to a public office shall be
5 disqualified from participation in the election for which the candidate has filed if such person is
6 delinquent in the payment of any state income taxes, personal property taxes, real property taxes on
7 the place of residence, as stated on the declaration of candidacy, or if the person is a past or present
8 corporate officer of any fee office that owes any taxes to the state.

9 2. Each potential candidate for election to a public office shall file an affidavit with the
10 department of revenue and include a copy of the affidavit with the declaration of candidacy required
11 under section 115.349. Such affidavit shall be in substantially the following form:

12 AFFIRMATION OF TAX PAYMENTS AND BONDING REQUIREMENTS:

13 I hereby declare under penalties of perjury that I am not currently aware of any delinquency
14 in the filing or payment of any state income taxes, personal property taxes, real property taxes on the
15 place of residence, as stated on the declaration of candidacy, or that I am a past or present corporate
16 officer of any fee office that owes any taxes to the state, other than those taxes which may be in
17 dispute. I declare under penalties of perjury that I am not aware of any information that would
18 prohibit me from fulfilling any bonding requirements for the office for which I am filing.

19 Candidate's Signature

20 Printed Name of Candidate.

21 3. Upon receipt of a complaint alleging a delinquency of the candidate in the filing or
22 payment of any state income taxes, personal property taxes, real property taxes on the place of
23 residence, as stated on the declaration of candidacy, or if the person is a past or present corporate
24 officer of any fee office that owes any taxes to the state, the department of revenue shall investigate
25 such potential candidate to verify the claim contained in the complaint. If the department of revenue
26 finds a positive affirmation to be false, the department shall contact the secretary of state, or the
27 election official who accepted such candidate's declaration of candidacy, and the potential candidate.
28 The department shall notify the candidate of the outstanding tax owed and give the candidate thirty
29 days to remit any such outstanding taxes owed which are not the subject of dispute between the
30 department and the candidate. If the candidate fails to remit such amounts in full within thirty days,
31 the candidate shall be disqualified from participating in the current election and barred from refileing
32 for an entire election cycle even if the individual pays all of the outstanding taxes that were the
33 subject of the complaint.

34 4. No person shall be appointed to any public office if the person is delinquent in the
35 payment of any state income taxes, personal property taxes, real property taxes on the place of
36 residence, or any county or municipal taxes or user fees.

37
Action Taken _____ Date _____

1 115.346. 1. Notwithstanding any other provisions of law to the contrary, no person shall be
2 certified as a candidate for a municipal office, nor shall such person's name appear on the ballot as a
3 candidate for such office, who shall be in arrears for any unpaid city taxes or municipal user fees on
4 the last day to file a declaration of candidacy for the office.

5 2. No person shall be appointed to any public office if the person is delinquent in the
6 payment of any state income taxes, personal property taxes, real property taxes on the place of
7 residence, or any county or municipal taxes or user fees."; and

8
9 Further amend said bill by amending the title, enacting clause, and intersectional references
10 accordingly.