

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 11, Page 4,
2 Section 105.453, Line 14, by inserting after all of said line the following:

3 "[105.456. 1. No member of the general assembly or the governor, lieutenant governor,
4 attorney general, secretary of state, state treasurer or state auditor shall:

5 (1) Perform any service for the state or any political subdivision of the state or any agency of
6 the state or any political subdivision thereof or act in his or her official capacity or perform duties
7 associated with his or her position for any person for any consideration other than the compensation
8 provided for the performance of his or her official duties; or

9 (2) Sell, rent or lease any property to the state or political subdivision thereof or any agency
10 of the state or any political subdivision thereof for consideration in excess of five hundred dollars per
11 transaction or one thousand five hundred dollars per annum unless the transaction is made pursuant
12 to an award on a contract let or sale made after public notice and in the case of property other than
13 real property, competitive bidding, provided that the bid or offer accepted is the lowest received; or

14 (3) Attempt, for compensation other than the compensation provided for the performance of
15 his or her official duties, to influence the decision of any agency of the state on any matter, except
16 that this provision shall not be construed to prohibit such person from participating for compensation
17 in any adversary proceeding or in the preparation or filing of any public document or conference
18 thereon. The exception for a conference upon a public document shall not permit any member of the
19 general assembly or the governor, lieutenant governor, attorney general, secretary of state, state
20 treasurer or state auditor to receive any consideration for the purpose of attempting to influence the
21 decision of any agency of the state on behalf of any person with regard to any application, bid or
22 request for a state grant, loan, appropriation, contract, award, permit other than matters involving a
23 driver's license, or job before any state agency, commission, or elected official. Notwithstanding
24 Missouri supreme court rule 1.10 of rule 4 or any other court rule or law to the contrary, other
25 members of a firm, professional corporation or partnership shall not be prohibited pursuant to this
26 subdivision from representing a person or other entity solely because a member of the firm,
27 professional corporation or partnership serves in the general assembly, provided that such official
28 does not share directly in the compensation earned, so far as the same may reasonably be accounted,
29 for such activity by the firm or by any other member of the firm. This subdivision shall not be
30 construed to prohibit any inquiry for information or the representation of a person without
31 consideration before a state agency or in a matter involving the state if no consideration is given,
32 charged or promised in consequence thereof.

33 2. No sole proprietorship, partnership, joint venture, or corporation in which a member of
34 the general assembly, governor, lieutenant governor, attorney general, secretary of state, state
35 treasurer, state auditor or spouse of such official is the sole proprietor, a partner having more than a
36 ten percent partnership interest, or a coparticipant or owner of in excess of ten percent of the

Action Taken _____ Date _____

1 outstanding shares of any class of stock, shall:

2 (1) Perform any service for the state or any political subdivision thereof or any agency of the
3 state or political subdivision for any consideration in excess of five hundred dollars per transaction
4 or one thousand five hundred dollars per annum unless the transaction is made pursuant to an award
5 on a contract let or sale made after public notice and competitive bidding, provided that the bid or
6 offer accepted is the lowest received; or

7 (2) Sell, rent, or lease any property to the state or any political subdivision thereof or any
8 agency of the state or political subdivision thereof for consideration in excess of five hundred dollars
9 per transaction or one thousand five hundred dollars per annum unless the transaction is made
10 pursuant to an award on a contract let or a sale made after public notice and in the case of property
11 other than real property, competitive bidding, provided that the bid or offer accepted is the lowest
12 and best received.

13 3. No statewide elected official, member of the general assembly, or any person acting on
14 behalf of such official or member shall expressly and explicitly make any offer or promise to confer
15 any paid employment, where the individual is compensated above actual and necessary expenses, to
16 any statewide elected official or member of the general assembly in exchange for the official's or
17 member's official vote on any public matter. Any person making such offer or promise is guilty of
18 the crime of bribery of a public servant under section 576.010.

19 4. Any statewide elected official or member of the general assembly who accepts or agrees
20 to accept an offer described in subsection 3 of this section is guilty of the crime of acceding to
21 corruption under section 576.020.]

22 105.456. 1. No member of the general assembly or the governor, lieutenant governor,
23 attorney general, secretary of state, state treasurer or state auditor shall:

24 (1) Perform any service for the state or any political subdivision of the state or any agency of
25 the state or any political subdivision thereof or act in his or her official capacity or perform duties
26 associated with his or her position for any person for any consideration other than the compensation
27 provided for the performance of his or her official duties; or

28 (2) Sell, rent or lease any property to the state or political subdivision thereof or any agency
29 of the state or any political subdivision thereof for consideration in excess of five hundred dollars per
30 transaction or one thousand five hundred dollars per annum unless the transaction is made pursuant
31 to an award on a contract let or sale made after public notice and in the case of property other than
32 real property, competitive bidding, provided that the bid or offer accepted is the lowest received; or

33 (3) Attempt, for compensation other than the compensation provided for the performance of
34 his or her official duties, to influence the decision of any agency of the state on any matter, except
35 that this provision shall not be construed to prohibit such person from participating for compensation
36 in any adversary proceeding or in the preparation or filing of any public document or conference
37 thereon. The exception for a conference upon a public document shall not permit any member of the
38 general assembly or the governor, lieutenant governor, attorney general, secretary of state, state
39 treasurer or state auditor to receive any consideration for the purpose of attempting to influence the
40 decision of any agency of the state on behalf of any person with regard to any application, bid or
41 request for a state grant, loan, appropriation, contract, award, permit other than matters involving a
42 driver's license, or job before any state agency, commission, or elected official. Notwithstanding
43 Missouri supreme court rule 1.10 of rule 4 or any other court rule or law to the contrary, other
44 members of a firm, professional corporation or partnership shall not be prohibited pursuant to this
45 subdivision from representing a person or other entity solely because a member of the firm,
46 professional corporation or partnership serves in the general assembly, provided that such official
47 does not share directly in the compensation earned, so far as the same may reasonably be accounted,
48 for such activity by the firm or by any other member of the firm. This subdivision shall not be

1 construed to prohibit any inquiry for information or the representation of a person without
 2 consideration before a state agency or in a matter involving the state if no consideration is given,
 3 charged or promised in consequence thereof.

4 2. No sole proprietorship, partnership, joint venture, or corporation in which a member of
 5 the general assembly, governor, lieutenant governor, attorney general, secretary of state, state
 6 treasurer, state auditor or spouse of such official, is the sole proprietor, a partner having more than a
 7 ten percent partnership interest, or a coparticipant or owner of in excess of ten percent of the
 8 outstanding shares of any class of stock, shall:

9 (1) Perform any service for the state or any political subdivision thereof or any agency of the
 10 state or political subdivision for any consideration in excess of five hundred dollars per transaction
 11 or one thousand five hundred dollars per annum unless the transaction is made pursuant to an award
 12 on a contract let or sale made after public notice and competitive bidding, provided that the bid or
 13 offer accepted is the lowest received; or

14 (2) Sell, rent, or lease any property to the state or any political subdivision thereof or any
 15 agency of the state or political subdivision thereof for consideration in excess of five hundred dollars
 16 per transaction or one thousand five hundred dollars per annum unless the transaction is made
 17 pursuant to an award on a contract let or a sale made after public notice and in the case of property
 18 other than real property, competitive bidding, provided that the bid or offer accepted is the lowest
 19 and best received.

20 3. No member of the general assembly or the governor, lieutenant governor, attorney
 21 general, secretary of state, state treasurer, or state auditor, or such person's staff, employee, spouse,
 22 or dependent children shall accept any tangible or intangible item, service, or thing of value from
 23 any lobbyist as defined in section 105.470."; and
 24

25 Further amend said bill, Page 16, Section 105.473, Lines 98 to 104, by deleting all of said lines and
 26 inserting in lieu thereof the following:

27 " shall be reported by one of such lobbyists. [No expenditure shall be made on behalf of a
 28 state senator or state representative, or such public official's staff, employees, spouse, or dependent
 29 children for travel or lodging outside the state of Missouri unless such travel or lodging was
 30 approved prior to the date of the expenditure by the administration and accounts committee of the
 31 house or the administration committee of the senate.] The provisions of this subsection shall not
 32 apply"; and
 33

34 Further amend said section, Page 18, Lines 155 and 155, by deleting all of said lines and inserting in
 35 lieu thereof the following:

36 "13. No lobbyist shall make any contribution to, or expenditure for, any candidate committee
 37 formed by a candidate for statewide office, state representative, or state senator or any general
 38 assembly member's candidate committee for food, entertainment, lodging, or travel and such
 39 candidate committees shall be barred from receiving such items. For the purposes of this subsection,
 40 the term "candidate committee" shall have the same meaning as in section 130.011.

41 14. No lobbyist shall deliver any tangible or intangible item, service, or thing of value to any
 42 statewide elected official, member of the general assembly or such person's staff, employee, spouse,
 43 or dependent children.

44 15. The provisions of this section shall supersede any contradicting ordinances or charter
 45 provisions."; and
 46

47 Further amend said bill by amending the title, enacting clause, and intersectional references
 48 accordingly.