

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 445,
2 Page 1, in the Title, Line 4, by deleting the words "environmental protection" and inserting in lieu
3 thereof "audits by the state auditor"; and
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5 Further amend said bil and page, Section A, Line 4, by inserting the following after all of said line:
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7 "29.230. 1. In every county which does not elect a county auditor, the state auditor shall
8 audit, without cost to the county, at least once during the term for which any county officer is chosen,
9 the accounts of the various county officers supported in whole or in part by public moneys.

10 2. The state auditor shall audit any political subdivision of the state, including counties
11 having a county auditor, if requested to do so by a petition submitted by a person who resides or
12 owns real property within the boundaries or area of service of the political subdivision and such
13 petition is submitted to the state auditor within one year from requesting the petition from the state
14 auditor and is signed by the requisite percent of the qualified voters of the political subdivision. The
15 requisite percent of qualified voters to cause such an audit to be conducted shall be determined as
16 follows:

17 (1) If the number of qualified voters of the political subdivision determined on the basis of
18 the votes cast in the last gubernatorial election held prior to the filing of the petition is less than one
19 thousand, twenty-five percent of the qualified voters of the political subdivision determined on the
20 basis of the registered voters eligible to vote at the last gubernatorial election held prior to the filing
21 of the petition;

22 (2) If the number of qualified voters of the political subdivision determined on the basis of
23 the votes cast in the last gubernatorial election held prior to the filing of the petition is one thousand
24 or more but less than five thousand, fifteen percent of the qualified voters of the political subdivision
25 determined on the basis of the votes cast in the last gubernatorial election held prior to the filing of
26 the petition, provided that the number of qualified voters signing such petition is not less than two
27 hundred;

28 (3) If the number of qualified voters of the political subdivision determined on the basis of
29 the votes cast in the last gubernatorial election held prior to the filing of the petition is five thousand
30 or more but less than fifty thousand, ten percent of the qualified voters of the political subdivision
31 determined on the basis of the votes cast in the last gubernatorial election held prior to the filing of

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1 the petition, provided that the number of qualified voters signing such petition is not less than seven
2 hundred fifty;

3 (4) If the number of qualified voters of the political subdivision determined on the basis of
4 the votes cast in the last gubernatorial election held prior to the filing of the petition is fifty thousand
5 or more, five percent of the qualified voters of the political subdivision determined on the basis of
6 the votes cast in the last gubernatorial election held prior to the filing of the petition, provided that
7 the number of qualified voters signing such petition is not less than five thousand.

8 3. The political subdivision shall pay the actual cost of audit. The petition that requests an
9 audit of a political subdivision shall state on its face the estimated cost of the audit and that it will be
10 paid by the political subdivision being audited. The estimated cost of the audit shall be provided by
11 the state auditor within sixty days of such request. The costs of the audit may be billed and paid on
12 an interim basis with individual billing periods to be set at the state auditor's discretion. Moneys
13 held by the state on behalf of a political subdivision may be used to offset unpaid billings for audit
14 costs of the political subdivision. All moneys received by the state in payment of the costs of petition
15 audits shall be deposited in the state treasury and credited to the "Petition Audit Revolving Trust
16 Fund" which is hereby created with the state treasurer as custodian. The general assembly may
17 appropriate additional moneys to the fund as it deems necessary. The state auditor shall administer
18 the fund and approve all disbursements, upon appropriation, from the fund to apply to the costs of
19 performing petition audits. The provisions of section 33.080 to the contrary notwithstanding, money
20 in the fund shall not be transferred and placed to the credit of general revenue until the amount in the
21 fund at the end of any biennium exceeds one million dollars. The amount in the fund which shall
22 lapse is the amount which exceeds one million dollars. No political subdivision shall be audited by
23 petition more than once in any three calendar or fiscal years.

24 4. Any person who allegedly signed or has signed the original petition may submit a sworn
25 statement to the state auditor that the person did not sign such petition or that the person wishes to
26 rescind such signature. Such statement shall be required to be made within ten days from submission
27 of the petition to the state auditor. If such statement is timely filed, such signature shall be
28 withdrawn and shall not count in the determination of the number of qualified voters necessary to
29 compel an audit under subsection 2 of this section."; and

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