

FIRST REGULAR SESSION

HOUSE BILL NO. 752

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE DUGGER.

1492H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 105.669, RSMo, and to enact in lieu thereof one new section relating to public employee retirement plan benefits.

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

Section A. Section 105.669, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 105.669, to read as follows:

105.669. 1. Any participant of a plan who is [found guilty] **convicted** of a felony offense listed in subsection 3 of this section, which is committed in direct connection with or directly related to the participant's duties as an employee on or after August 28, 2014, shall not be eligible to receive any retirement benefits from the respective plan based on service rendered on or after August 28, 2014, except a participant may still request from the respective retirement system a refund of the participant's plan contributions, including interest credited to the participant's account.

2. [Upon a finding of guilt, the court shall forward a notice of the court's finding to] **The employer of any participant who is charged or convicted of a felony offense listed in subsection 3 of this section, which is committed in direct connection with or directly related to the participant's duties as an employee on or after August 28, 2014, shall notify the appropriate retirement system in which the offender was a participant and provide information in connection with such charge or conviction.** The court shall also make a determination on the value of the money, property, or services involved in committing the offense. The plans shall take all actions necessary to implement the provisions of this section.

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.

16 3. [The finding of guilt for] **A felony conviction based on** any of the following offenses
17 or a substantially similar offense provided under federal law shall result in the ineligibility of
18 retirement benefits as provided in subsection 1 of this section:

19 (1) The offense of felony stealing under section 570.030 when such offense involved
20 money, property, or services valued at [five] **twenty-five** thousand dollars or more [as
21 determined by the court];

22 (2) The offense of felony receiving stolen property under section 570.080 when such
23 offense involved money, property, or services valued at [five] **twenty-five** thousand dollars or
24 more [as determined by the court];

25 (3) The offense of forgery under section 570.090;

26 (4) The offense of felony counterfeiting under section 570.103;

27 (5) The offense of bribery of a public servant under section 576.010; or

28 (6) The offense of acceding to corruption under section 576.020.

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