

Fraser

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Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed

**SS SCS HCS HB 1879**

entitled:

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**AN ACT**

To repeal sections 30.270, 50.660, 50.783, 67.085, 95.530, 110.010, 110.080, 110.140, 165.221, 165.231, 165.241, and 165.271, RSMo, and to enact in lieu thereof thirteen new sections relating to financial transactions involving public entities, with existing penalty provisions.

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With SA 1, SA 2, SA 3, & SA 4

In which the concurrence of the House is respectfully requested.

Respectfully,

*Adriane D. Crouse*

Adriane D. Crouse

Secretary of the Senate

SENATE AMENDMENT NO. 1Offered by Libla of 25thAmend SS/SCS/HCS/House Bill No. 1879, Page 20, Section 110.140, Line 12

2 of said page, by inserting after all of said line the following:

3 "137.225. 1. In all counties, except the city of St.  
4 Louis, the assessor shall be provided with two books, one to be  
5 called the "real estate book", and the other to be called the  
6 "personal assessment book".

7 2. The real estate book shall contain all lands subject to  
8 assessment. It shall be in tabular form, with suitable captions  
9 and separate columns. The first column shall contain the name of  
10 the owner, if known; if not, the name of the party who paid the  
11 last tax; if no tax has ever been paid, then the name of the  
12 original patentee, grantee or purchaser from the federal  
13 government, the state or county, as the case may be, opposite  
14 thereto; the second column shall contain the residence of the  
15 owner or, upon written consent of the owner filed with the  
16 assessor, an alternate address for the purpose of mailing ad  
17 valorem property tax statements to someone other than an owner,  
18 family trust, or mortgage holder receiving escrow payments; the  
19 third column shall contain an accurate description of the land by  
20 the smallest legal subdivisions, or by smaller parts, lots or  
21 parcels, when sections and the subdivisions thereof are

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1 subdivided into parts, lots or parcels; the fourth column shall  
2 contain the actual cash valuation. When any person shall be the  
3 owner or original purchaser of a section, quarter section or half  
4 quarter section, block, half block or quarter block, the same  
5 shall be assessed as one tract. The assessor shall arrange,  
6 collect and list all lands owned by one person in the county,  
7 under his name and on the same page, if there be room to contain  
8 it, and if not on the next and following leaf, with proper  
9 indications of such continuance, whether they be lots and blocks  
10 in a city, or sections or parts of sections in the country, the  
11 lowest numbered range, township and section, block, lot or survey  
12 always being placed first in such list, and so on in numerical  
13 order until said list for each property owner is completed. The  
14 assessor shall consolidate all lands owned by one person in a  
15 square or block into one tract, lot or call, and for any  
16 violation of this section, in unnecessarily dividing the same  
17 into more tracts than one or more lots than one, the county  
18 commission shall deduct from his account for making the county  
19 assessment, ten cents for each lot or tract not so consolidated.  
20 At the close of each owner's list, the assessor shall place all  
21 the lands that appear to belong to the owner, which cannot be  
22 properly described by numerical order, as contemplated in this  
23 section, which shall be otherwise properly described, indicating  
24 the quantity and location thereof.

25 3. The personal assessment book shall contain a list of the  
26 names of all persons liable to assessment, alphabetically  
27 arranged with proper priority of vowels. The assessor shall set  
28 opposite their names the tangible personal property respectively  
29 owned by them. It shall be in tabular form, with suitable

1 captions and proper columns; the first column shall contain the  
2 names of the persons assessed; the second column shall contain  
3 the residence, if in the city, the ward, addition and block, or,  
4 if outside an incorporated city or town, the township in the  
5 county; the third column shall contain the occupation of the  
6 party assessed; the fourth column shall contain each kind of  
7 property assessed; the fifth column shall contain the assessed  
8 value thereof; the sixth column shall contain the amount  
9 chargeable to each person, and there may be such other columns as  
10 are useful and convenient in practice.

11 4. Nothing in this section shall be construed to prohibit  
12 separate real estate and personal assessment books in all  
13 incorporated cities where they are necessary."; and

14 Further amend the title and enacting clause accordingly.

**SENATE AMENDMENT NO. 2**

Offered by Hegeman of Andrew

Amend SS/SCS/HCS/House Bill No. 1879, Page 9, Section 30.270, Line 2,

of said page, by inserting after all of said line the following:

"34.165. 1. In making purchases for this state, its governmental agencies or political subdivisions, the commissioner of administration shall give a bidding preference consisting of at least a [ten-point] five-point bonus and no greater than a fifteen-point bonus on bids for products and services manufactured, produced or assembled in qualified nonprofit organizations for the blind established pursuant to the provisions of 41 U.S.C. Sections 46 to 48c, as amended and in sheltered workshops holding a certificate of approval from the department of elementary and secondary education pursuant to section 178.920 if, at a minimum, the participating nonprofit organization or workshop provides the greater of two percent or five thousand dollars of the total contract value of bids for purchase not exceeding ten million dollars. The bonus points shall be awarded on the basis of a sliding scale, as determined in rule by the commissioner of administration, based on revenue generation for and utilization of qualified nonprofit organizations for the blind or sheltered workshops, with the bonus points increasing as the revenue generation for and

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1     utilization of such organizations and workshops increases.

2             2. An affidavit signed by the director or manager and the  
3 board president of a participating nonprofit organization shall  
4 be provided to the purchasing agency by the contractor at the  
5 completion of the contract or within thirty days of the first  
6 anniversary of the contract, whichever first occurs, verifying  
7 compliance.

8             3. The commissioner of administration shall make such rules  
9 and regulations regarding specifications, quality standards, time  
10 of delivery, performance, bidding preferences, and other relevant  
11 matters as shall be necessary to carry out the purpose of this  
12 section. No rule or portion of a rule promulgated pursuant to  
13 the authority of this section shall become effective unless it  
14 has been promulgated pursuant to the provisions of section  
15 536.024.

16            4. At the request of the commissioner of administration,  
17 the state auditor may examine all records, books and data of any  
18 qualified nonprofit organization for the blind to determine the  
19 costs of manufacturing products or rendering services and the  
20 manner and efficiency of production and administration of such  
21 nonprofit organization with relation to any product or services  
22 purchased by this state, its governmental agencies or political  
23 subdivisions and to furnish the results of such examination to  
24 the commissioner for appropriate action."; and

25            Further amend the title and enacting clause accordingly.

SENATE AMENDMENT NO. 3Offered by Schatz of 28Amend SS/SCS/HCS/House Bill No. 1879, Page 1, Section A, Line 6,

2 by inserting after all of said line the following:

3 "8.301. 1. Neither the state nor any political subdivision  
4 thereof shall:

5 (1) Condition a contract upon a requirement that a bidder  
6 have a specified experience modification factor;

7 (2) Make an offer to contract conditioned upon bidder  
8 having a specified experience modification factor;

9 (3) Issue an advertisement for bids on a contract  
10 containing a requirement that the bidder have a specified  
11 experience modification factor;

12 (4) Solicit bids for a contract conditioned upon a bidder  
13 having a specified experience modification factor; or

14 (5) Weight any bidder for a contract favorably or  
15 unfavorably based upon the bidder's experience modification  
16 factor.

17 2. For purposes of this section, the phrase "experience  
18 modification factor" shall mean the factor calculated pursuant to  
19 the provisions of chapter 287."; and

20 Further amend the title and enacting clause accordingly.

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SENATE AMENDMENT NO. 4Offered by WALLINGFORD of DISTRICT 27Amend SS/SCS/HCS/House Bill No. 1879, Page 9, Section 30.270, Line 2

2 of said page, by inserting immediately after said line the  
3 following:

4 "34.010. 1. The term "department" as used in this chapter  
5 shall be deemed to mean department, office, board, commission,  
6 bureau, institution, or any other agency of the state, except the  
7 legislative and judicial departments. The term "department"  
8 shall not include public institutions of higher education.

9 2. The term "lowest and best" in determining the lowest and  
10 best award, cost, and other factors are to be considered in the  
11 evaluation process. Factors may include, but are not limited to,  
12 value, performance, and quality of a product.

13 3. The term "Missouri product" refers to goods or  
14 commodities which are manufactured, mined, produced, or grown by  
15 companies in Missouri, or services provided by such companies.

16 4. The term "negotiation" as used in this chapter means the  
17 process of selecting a contractor by the competitive methods  
18 described in this chapter, whereby the commissioner of  
19 administration can establish any and all terms and conditions of  
20 a procurement contract by discussion with one or more prospective  
21 contractors.

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1           5. The term "purchase" as used in this chapter shall  
2 include the rental or leasing of any equipment, articles or  
3 things.

4           6. The term "supplies" used in this chapter shall be deemed  
5 to mean supplies, materials, equipment, contractual services and  
6 any and all articles or things, except for utility services  
7 regulated under chapter 393 or as in this chapter otherwise  
8 provided.

9           7. The term "value" includes but is not limited to price,  
10 performance, and quality. In assessing value, the state  
11 purchaser may consider the economic impact to the state of  
12 Missouri for Missouri products versus the economic impact of  
13 products generated from out of state. This economic impact may  
14 include the revenues returned to the state through tax revenue  
15 obligations."; and

16           Further amend the title and enacting clause accordingly.