

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By \_\_\_\_\_

1 AMEND House Bill No. 316, Page 1, Section A, Line 3, by inserting after said section and line the  
2 following:

3  
4 "105.451. 1. A person shall be deemed of bad moral character, untrustworthy, and unfit for  
5 employment with the state or any local government if the person, while holding an elected public  
6 office and by clothing himself or herself with the influence, prestige, or authority of his or her public  
7 office or through any public or private title, office, or position arising out of his or her public office  
8 including, but not limited to, a caucus or association of elected public officials, is or has been  
9 convicted of:

10 (1) Stealing campaign funds by deceit or stealing the funds of a caucus or association or  
11 funds intended for a caucus or association, under section 570.030 or otherwise in violation of any  
12 other provision of law; or

13 (2) A class a misdemeanor under section 130.081 for expending campaign funds in violation  
14 of section 130.031 or for converting campaign funds to his or her personal use in violation of section  
15 130.034.

16 2. Any person deemed unfit for employment with the state or any local government as  
17 provided in subsection 1 of this section shall be barred from such employment and, if so employed,  
18 forfeit his or her employment and be removed from such employment.

19 3. Any elected or appointed official who knowingly, willingly, or purposely appoints or  
20 retains a person unfit for employment with the state or any local government as provided in  
21 subsection 1 of this section shall forfeit his or her office.

22 105.669. 1. Any participant of a plan who is convicted of a felony offense listed in  
23 subsection 3 of this section, which is committed in direct connection with or directly related to the  
24 participant's duties as an employee on or after August 28, 2014, shall not be eligible to receive any  
25 retirement benefits from the respective plan based on service rendered on or after August 28, 2014,  
26 except a participant may still request from the respective retirement system a refund of the  
27 participant's plan contributions, including interest credited to the participant's account.

28 2. The employer of any participant who is charged or convicted of a felony offense listed in  
29 subsection 3 of this section, which is committed in direct connection with or directly related to the  
30 participant's duties as an employee on or after August 28, 2014, shall notify the appropriate  
31 retirement system in which the offender was a participant and provide information in connection  
32 with such charge or conviction. The plans shall take all actions necessary to implement the  
33 provisions of this section.

34 3. A felony conviction based on any of the following offenses or a substantially similar  
35 offense provided under federal law shall result in the ineligibility of retirement benefits as provided  
36 in subsection 1 of this section:

Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 (1) The offense of felony stealing under section 570.030 when such offense involved money,  
2 property, or services valued at five thousand dollars or more;

3 (2) The offense of felony receiving stolen property under section 570.080, as it existed  
4 before January 1, 2017, when such offense involved money, property, or services valued at five  
5 thousand dollars or more;

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

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

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

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

10 4. Any participant of a plan who is unfit for employment with the state or any local  
11 government as provided in subsection 1 of section 105.451 shall not be eligible to receive any  
12 retirement benefits from the respective plan.

13 5. The employer of any participant who is declared unfit for employment with the state or  
14 any local government as provided in subsection 1 of section 105.451 shall notify the appropriate  
15 retirement system in which the public official was a participant and provide information in  
16 connection with a conviction or violation described in subsection 1 of section 105.451."; and

17  
18 Further amend said bill by amending the title, enacting clause, and intersectional references  
19 accordingly.