

Dugger



4869S04.01F

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

SCS HCS HB 1217 entitled:

AN ACT

To amend chapter 434, RSMo, by adding thereto five new sections relating to the unlawful transfer or assignment of pension benefits.

With SA 1

EC - Adopted

In which the concurrence of the House is respectfully requested.

Respectfully,

Terry L. Spieler
Secretary of the Senate

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SENATE AMENDMENT NO. 1Offered by SATER of 29thAmend SCS/HCS/House Bill No. 1217, Page 1, Section Title, Line 2,

2 by striking the word "the" from the end of said line; and further
3 amend line 3, by striking all of said line and inserting in lieu
4 thereof the following: "public employee retirement plan
5 benefits."; and

6 Further amend said bill and page, section A, line 3, by
7 inserting immediately after said line the following:

8 "105.669. 1. Any participant of a plan who is found guilty
9 of a felony offense listed in subsection 3 of this section, which
10 is committed in direct connection with or directly related to the
11 participant's duties as an employee on or after the effective
12 date of this section, shall not be eligible to receive any
13 retirement benefits from the respective plan based on service
14 rendered on or after the effective date of this section, except a
15 participant may still request from the respective retirement
16 system a refund of the participant's plan contributions,
17 including interest credited to the participant's account.

18 2. Upon a finding of guilt, the court shall forward a
19 notice of the court's finding to the appropriate retirement
20 system in which the offender was a participant. The court shall
21 also make a determination on the value of the money, property, or
22 services involved in committing the offense. The plans shall

Offered 5/6/14
Adopted 5/6/14
add EC

1 take all actions necessary to implement the provisions of this
2 section.

3 3. The finding of guilt for any of the following offenses
4 or a substantially similar offense provided under federal law
5 shall result in the ineligibility of retirement benefits as
6 provided in subsection 1 of this section:

7 (1) The offense of felony stealing under section 570.030
8 when such offense involved money, property, or services valued at
9 five thousand dollars or more as determined by the court;

10 (2) The offense of felony receiving stolen property under
11 section 570.080 when such offense involved money, property, or
12 services valued at five thousand dollars or more as determined by
13 the court;

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

15 (4) The offense of felony counterfeiting under section
16 570.103;

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

19 (6) The offense of acceding to corruption under section
20 576.020."; and

21 Further amend said bill, page 3, section 434.304, line 2, by
22 inserting immediately after said line the following:

23 "Section B. Because of the need to protect our public
24 retirement systems, the enactment of section 105.669 of this act
25 is deemed necessary for the immediate preservation of the public
26 health, welfare, peace and safety, and is hereby declared to be
27 an emergency act within the meaning of the constitution, and the
28 enactment of section 105.669 of this act shall be in full force
29 and effect upon its passage and approval."; and

1 Further amend the title and enacting clause accordingly.

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