

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

**Offered By**

1 AMEND House Committee Substitute for House Bill Nos. 26 & 922, Page 14, Section 115.287,  
2 Line 44, by inserting after all of said section and line the following:

3  
4 "115.306. 1. No person shall qualify as a candidate for elective public office in the state of  
5 Missouri who has been found guilty of or pled guilty to a felony or misdemeanor under the federal  
6 laws of the United States of America or to a felony under the laws of this state or an offense  
7 committed in another state that would be considered a felony in this state.

8 2. (1) Any person who files as a candidate for election to a public office shall be  
9 disqualified from participation in the election for which the candidate has filed if such person is  
10 delinquent in the payment of any state income taxes, personal property taxes, municipal taxes, real  
11 property taxes on the place of residence, as stated on the declaration of candidacy, or if the person is  
12 a past or present corporate officer of any fee office that owes any taxes to the state.

13 (2) Each potential candidate for election to a public office shall file an affidavit with the  
14 department of revenue and include a copy of the affidavit with the declaration of candidacy required  
15 under section 115.349. Such affidavit shall be in substantially the following form:

16 **AFFIRMATION OF TAX PAYMENTS AND BONDING REQUIREMENTS:**

17 I hereby declare under penalties of perjury that I am not currently aware of any delinquency  
18 in the filing or payment of any state income taxes, personal property taxes, municipal taxes, real  
19 property taxes on the place of residence, as stated on the declaration of candidacy, or that I am a past  
20 or present corporate officer of any fee office that owes any taxes to the state, other than those taxes  
21 which may be in dispute. I declare under penalties of perjury that I am not aware of any information  
22 that would prohibit me from fulfilling any bonding requirements for the office for which I am filing.

23  
24 ..... Candidate's Signature

25  
26 ..... Printed Name of Candidate

27 (3) Upon receipt of a complaint alleging a delinquency of the candidate in the filing or  
28 payment of any state income taxes, personal property taxes, municipal taxes, real property taxes on  
29 the place of residence, as stated on the declaration of candidacy, or if the person is a past or present  
30 corporate officer of any fee office that owes any taxes to the state, the department of revenue shall  
31 investigate such potential candidate to verify the claim contained in the complaint. If the  
32 department of revenue finds a positive affirmation to be false, the department shall contact the  
33 secretary of state, or the election official who accepted such candidate's declaration of candidacy,  
34 and the potential candidate. The department shall notify the candidate of the outstanding tax owed  
35 and give the candidate thirty days to remit any such outstanding taxes owed which are not the  
36 subject of dispute between the department and the candidate. If the candidate fails to remit such

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

1 amounts in full within thirty days, the candidate shall be disqualified from participating in the  
2 current election and barred from refiling for an entire election cycle even if the individual pays all of  
3 the outstanding taxes that were the subject of the complaint.

4 3. In addition to the requirements of subsections 1 and 2 of this section, for a candidate to be  
5 eligible to participate in a primary election, the requisite election authority for any local, state, or  
6 federal office, including the office of President of the United States, shall require proof that a  
7 candidate is not delinquent in the payment of taxes as follows:

8 (a) Any candidate for federal office, including the office of President of the United States,  
9 shall be required to provide proof of payment of federal taxes for a period of two years prior to the  
10 primary election for such office; and

11 (b) Any candidate for state or local office shall be required to provide proof of payment of  
12 state income taxes for a period of two years prior to the primary election for such office.

13 4. A candidate for local, state, or federal public office shall provide proof to the election  
14 authority, under subsection 3 of this section, as follows:

15 (a) For local, state, or federal public office the candidate shall provide a signed and  
16 notarized affidavit stating that the appropriate tax or taxes have been paid, or the fact that no taxes  
17 were owed, for the two years prior to the primary election for the requisite office; and

18 (b) In addition to the affidavit requirement of subdivision (a) of this subsection, a candidate  
19 for local or state elective public office shall provide proof of payment of state income taxes on a  
20 form verified by the Missouri department of revenue."; and

21  
22 Further amend said bill by amending the title, enacting clause, and intersectional references  
23 accordingly.