

SENATE AMENDMENT NO. _____

Offered by _____ Of _____

Amend SS/House Bill No. 850, Page 5, Section 115.225, Line 61,

2 by inserting after all of said line the following:

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

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

19 (2) Each potential candidate for election to a public
20 office, except candidates for a county or city committee of
21 a political party, shall file an affidavit with the
22 department of revenue and include a copy of the affidavit
23 with the declaration of candidacy required under section
24 115.349. Such affidavit shall be in substantially the
25 following form:

26 AFFIRMATION OF TAX PAYMENTS AND BONDING REQUIREMENTS:

27 I hereby declare under penalties of perjury that I am not
 28 currently aware of any delinquency in the filing or payment
 29 of any state income taxes, personal property taxes,
 30 municipal taxes, real property taxes on the place of
 31 residence, as stated on the declaration of candidacy, or
 32 that I am a past or present corporate officer of any fee
 33 office that owes any taxes to the state, other than those
 34 taxes which may be in dispute. I declare under penalties
 35 of perjury that I am not aware of any information that
 36 would prohibit me from fulfilling any bonding requirements
 37 for the office for which I am filing.

38 _____ Candidate's
 39 Signature

40 _____ Printed Name of Candidate

41 (3) Upon receipt of a complaint alleging a delinquency
 42 of the candidate in the filing or payment of any state
 43 income taxes, personal property taxes, municipal taxes, real
 44 property taxes on the place of residence, as stated on the
 45 declaration of candidacy, or if the person is a past or
 46 present corporate officer of any fee office that owes any
 47 taxes to the state, the department of revenue shall
 48 investigate such potential candidate to verify the claim
 49 contained in the complaint. If the department of revenue
 50 finds a positive affirmation to be false, the department
 51 shall contact the secretary of state, or the election
 52 official who accepted such candidate's declaration of
 53 candidacy, and the potential candidate. The department
 54 shall notify the candidate of the outstanding tax owed and
 55 give the candidate thirty days to remit any such outstanding
 56 taxes owed which are not the subject of dispute between the
 57 department and the candidate. If the candidate fails to
 58 remit such amounts in full within thirty days, the candidate
 59 shall be disqualified from participating in the current
 60 election and barred from refiling for an entire election

61 cycle even if the individual pays all of the outstanding
62 taxes that were the subject of the complaint.

63 (4) Any person who files as a candidate for election to
64 a public office that performs county functions in a city not
65 within a county shall provide appropriate copies of paid tax
66 receipts or no tax due statements for each tax listed in
67 subdivision (1) of this subsection that indicate the person
68 has paid all taxes due and is not delinquent in any tax. If
69 available, the election authority shall utilize online
70 databases to verify the candidate's taxes instead of the
71 paper copies provided by the candidate. The election
72 authority shall review such documentation and the
73 affirmation of tax payments required under subdivision (2)
74 of this subsection. The election authority may file a
75 complaint with the department of revenue if there appears to
76 be any delinquency."; and

77 Further amend the title and enacting clause accordingly.