

SENATE BILL NO. 1157

102ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR FITZWATER.

4323S.01H

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 105.669, RSMo, and to enact in lieu thereof one new section relating to retirement benefits for public officers.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 105.669, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 105.669,
3 to read as follows:

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

2. The employer of any participant who is charged or
13 convicted of a felony offense listed in subsection 3 of this
14 section, which is committed in direct connection with or
15 directly related to the participant's duties as an employee
16 on or after August 28, 2014, shall notify the appropriate
17 retirement system in which the offender was a participant
18 and provide information in connection with such charge or

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 conviction. [The plans shall take all actions necessary to
20 implement the provisions of this section.]

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

25 (1) The offense of felony stealing under section
26 570.030 when such offense involved money, property, or
27 services valued at five thousand dollars or more;

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

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

33 (4) The offense of felony counterfeiting under section
34 570.103;

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

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

39 **4. Any participant of a plan who was an elected or**
40 **appointed public official removed from office pursuant to an**
41 **action for a writ of quo warranto filed in accordance with**
42 **chapter 531, shall not be eligible to receive any retirement**
43 **benefits from the respective plan for service rendered while**
44 **in the office of which he or she was removed, except a**
45 **participant may still request from the respective plan a**
46 **refund of the participant's plan contributions, including**
47 **interest credited to the participant's account.**

48 5. The relator of an action for a writ of quo warranto
49 filed in accordance with chapter 531 shall send the
50 permanent writ of quo warranto to the appropriate plan in

51 which the officer was a participant and provide information
52 in connection with such action.

53 6. The plans shall take all actions necessary to
54 implement the provisions of this section.

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