

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

Offered By

1 AMEND Senate Committee Substitute for Senate Bill No. 326, Page 1, in the Title, Line 3, by  
2 deleting all of said line and inserting in lieu thereof "to political subdivisions."; and

3  
4 Further amend said bill and page, Section A, Line 2, by inserting the following after all of said line:

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6 "29.230. 1. In every county which does not elect a county auditor, the state auditor shall  
7 audit, without cost to the county, at least once during the term for which any county officer is chosen,  
8 the accounts of the various county officers supported in whole or in part by public moneys.

9 2. The state auditor shall audit any political subdivision of the state, including counties  
10 having a county auditor, if requested to do so by a petition submitted by a person who resides or  
11 owns real property within the boundaries or area of service of the political subdivision and such  
12 petition is submitted to the state auditor within one year from requesting the petition from the state  
13 auditor and is signed by the requisite percent of the qualified voters of the political subdivision. The  
14 requisite percent of qualified voters to cause such an audit to be conducted shall be determined as  
15 follows:

16 (1) If the number of qualified voters of the political subdivision determined on the basis of  
17 the votes cast in the last gubernatorial election held prior to the filing of the petition is less than one  
18 thousand, twenty-five percent of the qualified voters of the political subdivision determined on the  
19 basis of the registered voters eligible to vote at the last gubernatorial election held prior to the filing  
20 of the petition;

21 (2) If the number of qualified voters of the political subdivision determined on the basis of  
22 the votes cast in the last gubernatorial election held prior to the filing of the petition is one thousand  
23 or more but less than five thousand, fifteen percent of the qualified voters of the political subdivision  
24 determined on the basis of the votes cast in the last gubernatorial election held prior to the filing of  
25 the petition, provided that the number of qualified voters signing such petition is not less than two  
26 hundred;

27 (3) If the number of qualified voters of the political subdivision determined on the basis of  
28 the votes cast in the last gubernatorial election held prior to the filing of the petition is five thousand  
29 or more but less than fifty thousand, ten percent of the qualified voters of the political subdivision  
30 determined on the basis of the votes cast in the last gubernatorial election held prior to the filing of

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

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

1 the petition, provided that the number of qualified voters signing such petition is not less than seven  
2 hundred fifty;

3 (4) If the number of qualified voters of the political subdivision determined on the basis of  
4 the votes cast in the last gubernatorial election held prior to the filing of the petition is fifty thousand  
5 or more, five percent of the qualified voters of the political subdivision determined on the basis of  
6 the votes cast in the last gubernatorial election held prior to the filing of the petition, provided that  
7 the number of qualified voters signing such petition is not less than five thousand.

8 3. The political subdivision shall pay the actual cost of audit. The petition that requests an  
9 audit of a political subdivision shall state on its face the estimated cost of the audit and that it will be  
10 paid by the political subdivision being audited. The estimated cost of the audit shall be provided by  
11 the state auditor within sixty days of such request. The costs of the audit may be billed and paid on  
12 an interim basis with individual billing periods to be set at the state auditor's discretion. Moneys  
13 held by the state on behalf of a political subdivision may be used to offset unpaid billings for audit  
14 costs of the political subdivision. All moneys received by the state in payment of the costs of petition  
15 audits shall be deposited in the state treasury and credited to the "Petition Audit Revolving Trust  
16 Fund" which is hereby created with the state treasurer as custodian. The general assembly may  
17 appropriate additional moneys to the fund as it deems necessary. The state auditor shall administer  
18 the fund and approve all disbursements, upon appropriation, from the fund to apply to the costs of  
19 performing petition audits. The provisions of section 33.080 to the contrary notwithstanding, money  
20 in the fund shall not be transferred and placed to the credit of general revenue until the amount in the  
21 fund at the end of any biennium exceeds one million dollars. The amount in the fund which shall  
22 lapse is the amount which exceeds one million dollars. No political subdivision shall be audited by  
23 petition more than once in any three calendar or fiscal years.

24 4. Any person who allegedly signed or has signed the original petition may submit a sworn  
25 statement to the state auditor that the person did not sign such petition or that the person wishes to  
26 rescind such signature. Such statement shall be required to be made within ten days from submission  
27 of the petition to the state auditor. If such statement is timely filed, such signature shall be  
28 withdrawn and shall not count in the determination of the number of qualified voters necessary to  
29 compel an audit under subsection 2 of this section."; and

30  
31 Further amend said bill by amending the title, enacting clause, and intersectional references  
32 accordingly.