

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 760, Page 1, Section A, Line 3, by
2 inserting after all of said line the following:

3 "105.053. No person applying for state employment shall be required to disclose any prior
4 nonviolent felony pleas or convictions, except for felony pleas or convictions for sexual offenses, on
5 any employment application form. Nothing in this section shall be construed as:

6 (1) Creating any liability for an applicant who does not disclose any prior nonviolent felony
7 pleas or convictions in accordance with this section; or

8 (2) Prohibiting any employer from conducting a criminal background check or otherwise
9 utilizing lawful methods of determining whether an applicant has a criminal background."; and

10
11 Further amend said substitute and page, Section 198.439, Line 1, by inserting after all of said line the
12 following:

13 "208.008. No person applying for public assistance shall be required to disclose any prior
14 nonviolent felony pleas or convictions, except for felony pleas or convictions for sexual offenses, on
15 any public assistance application form. Nothing in this section shall be construed as:

16 (1) Creating any liability for an applicant who does not disclose any prior nonviolent felony
17 pleas or convictions in accordance with this section; or

18 (2) Prohibiting any public assistance agency from conducting a criminal background check
19 or otherwise utilizing lawful methods of determining whether an applicant has a criminal
20 background.

21 208.024. 1. Eligible recipients of temporary assistance for needy families (TANF) or
22 supplementary nutrition assistance program (SNAP) benefits shall not use such funds in any
23 electronic benefit transfer transaction in any liquor store, casino, gambling casino, or gaming
24 establishment, any retail establishment which provides adult-oriented entertainment in which
25 performers disrobe or perform in an unclothed state for entertainment, or in any place for the
26 purchase of alcoholic beverages, lottery tickets, or tobacco products or for any item the department
27 determines by rule is primarily marketed for or used by adults eighteen or older and is not in the best
28 interests of the child or household. An eligible recipient of TANF or SNAP assistance who makes a
29 purchase in violation of this section shall reimburse the department of social services for such
30 purchase.

31 2. An individual, store owner or proprietor of an establishment shall not knowingly accept
32 TANF cash assistance or supplementary nutrition assistance program (SNAP) funds held on
33 electronic benefit transfer cards for the purchase of alcoholic beverages, lottery tickets, or tobacco
34 products or for use in any electronic benefit transfer transaction in any liquor store, casino, gambling
35 casino, or gaming establishment, any retail establishment which provides adult-oriented
36 entertainment in which performers disrobe or perform in an unclothed state for entertainment, or in

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1 any place for the purchase of alcoholic beverages, lottery tickets, or tobacco products or for any item
 2 the department determines by rule is primarily marketed for or used by adults eighteen or older and
 3 is not in the best interests of the child or household. No store owner or proprietor of any liquor store,
 4 casino, gambling casino, gaming establishment, or any retail establishment which provides
 5 adult-oriented entertainment in which performers disrobe or perform in an unclothed state for
 6 entertainment shall adopt any policy, either explicitly or implicitly, which encourages, permits, or
 7 acquiesces in its employees knowingly accepting electronic benefit transfer cards in violation of this
 8 section. This section shall not be construed to require any store owner or proprietor of an
 9 establishment which is not a liquor store, casino, gambling casino, gaming establishment, or retail
 10 establishment which provides adult-oriented entertainment in which performers disrobe or perform
 11 in an unclothed state for entertainment to check the source of payment from every individual who
 12 purchases alcoholic beverages, lottery tickets, tobacco products, or any item the department
 13 determines by rule is primarily marketed for or used by adults eighteen or older and is not in the best
 14 interests of the child or household. An individual, store owner or proprietor of an establishment who
 15 knowingly accepts electronic benefit transfer cards in violation of this section shall be punished by a
 16 fine of not more than five hundred dollars for the first offense, a fine of not less than five hundred
 17 dollars nor more than one thousand dollars for the second offense, and a fine of not less than one
 18 thousand dollars for the third or subsequent offense.

19 3. Any recipient of TANF or SNAP benefits who does not make at least one electronic
 20 benefit transfer transaction within the state for a period of ninety days shall have his or her benefit
 21 payments to the electronic benefit account temporarily suspended, pending an investigation by the
 22 department of social services to determine if the recipient is no longer a Missouri resident. If the
 23 department finds that the recipient is no longer a Missouri resident, it shall close the recipient's case.
 24 Closure of a recipient's case shall trigger the automated benefit eligibility process under section
 25 208.238. A recipient may appeal the closure of his or her case to the director under section 208.080.

26 4. A recipient who does not make an electronic benefit transfer transaction within the state
 27 for a period of sixty days shall be provided notice of the possibility of the suspension of funds if no
 28 electronic benefit transfer transaction occurs in the state within another thirty days after the date of
 29 the notice.

30 5. For purposes of this section:

31 (1) The following terms shall mean:

32 (a) "Electronic benefit transfer transaction", the use of a credit or debit card service,
 33 automated teller machine, point-of-sale terminal, or access to an online system for the withdrawal of
 34 funds or the processing of a payment for merchandise or a service; and

35 (b) "Liquor store", any retail establishment [which sells exclusively or primarily] where at
 36 least eighty-five percent of the merchandise sold at such establishment is intoxicating liquor. Such
 37 term does not include a grocery store which sells both intoxicating liquor and groceries including
 38 staple foods as outlined under the Food and Nutrition Act of 2008;

39 (2) Casinos, gambling casinos, or gaming establishments shall not include:

40 (a) A grocery store which sells groceries including staple foods, and which also offers, or is
 41 located within the same building or complex as a casino, gambling, or gaming activities; or

42 (b) Any other establishment that offers casino, gambling, or gaming activities incidental to
 43 the principal purpose of the business."; and

44
 45 Further amend said substitute, Page 2, Section 208.482, Line 7, by inserting after all of said line the
 46 following:

47 "215.044. No person applying for state housing assistance shall be required to disclose any
 48 prior nonviolent felony pleas or convictions, except for felony pleas or convictions for sexual

1 offenses, on any housing assistance application form. Nothing in this section shall be construed as:
2 (1) Creating any liability for an applicant who does not disclose any prior nonviolent felony
3 pleas or convictions in accordance with this section; or

4 (2) Prohibiting any state housing assistance agency from conducting a criminal background
5 check or otherwise utilizing lawful methods of determining whether an applicant has a criminal
6 background."; and

7
8 Further amend said bill by amending the title, enacting clause, and intersectional references
9 accordingly.