

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

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 725,  
2 Page 6, Section 37.1098, Line 9, by inserting after all of said section and line the following:

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4 "37.1190. As used in sections 37.1190 to 37.1198, the following terms mean:

5 (1) "Expenditure", any monetary payment from a municipality or county to any vendor  
6 including, but not limited to, a payment, distribution, loan, advance, reimbursement, deposit, or gift;

7 (2) "Municipality", a city, town, or village that is incorporated in accordance with the laws  
8 of this state;

9 (3) "State entity", the general assembly; the supreme court of Missouri; the office of an  
10 elected state official; or an agency, board, commission, department, instrumentality,  
11 office, or other governmental entity of this state, excluding municipalities, counties, institutions of  
12 higher education, and any public employee retirement system;

13 (4) "Vendor", any person, partnership, corporation, association, organization, state entity, or  
14 other party that:

15 (a) Sells, leases, or otherwise provides equipment, materials, goods, supplies, or services to  
16 a municipality or county; or

17 (b) Receives reimbursement from a municipality or county for any expense.

18 37.1191. The "Missouri Local Government CARES Act Expenditure Database" is hereby  
19 created and shall be maintained on the Missouri accountability portal, established under section  
20 37.850, by the office of administration. The database shall be available on the office of  
21 administration website and shall include information about expenditures made with funds received  
22 under the Coronavirus Aid, Relief, and Economic Security (CARES) Act of 2020, Pub. L. 116-136.  
23 The database shall be publicly accessible without charge.

24 37.1192. For each expenditure made with funds received under the Coronavirus Aid,  
25 Relief, and Economic Security (CARES) Act of 2020, Pub. L. 116-136, the Missouri local  
26 government CARES Act expenditure database shall include the following information:

27 (1) The amount of the expenditure;

28 (2) The date the expenditure was paid;

29 (3) The vendor to whom the expenditure was paid, unless the disclosure of the vendor's  
30 name would violate a confidentiality requirement, in which case the vendor may be listed as  
31 confidential;

32 (4) The purpose of the expenditure; and

33 (5) The municipality or county that made the expenditure or requested the expenditure be  
34 made.

35 37.1193. 1. Every municipality and county shall provide electronically transmitted  
36 information to the office of administration, in a format the office requires, for inclusion in the

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

1 Missouri local government CARES Act expenditure database regarding each of the municipality's  
2 or county's expenditures made with funds received under the Coronavirus Aid, Relief, and  
3 Economic Security (CARES) Act of 2020, Pub. L. 116-136 biannually. Information regarding the  
4 first half of the calendar year shall be submitted before July thirty-first of such year. Information  
5 regarding the second half of the calendar year shall be submitted before January thirty-first of the  
6 year immediately following such year.

7 2. The office of administration shall provide each municipality and county with a template  
8 in the format described under section 37.1192 for the purpose of uploading the data. The office of  
9 administration shall have the authority to grant the municipality or county access for the purpose of  
10 uploading data.

11 5. Upon appropriation, the office of administration shall provide financial reimbursement to  
12 any participating municipality or county for actual expenditures incurred for participating in the  
13 database.

14 37.1195. No later than one year after the Missouri local government CARES Act  
15 expenditure database is implemented, the office of administration shall provide, on the office of  
16 administration website, an opportunity for public comment on the utility of the database.

17 37.1196. The Missouri local government CARES Act expenditure database shall not include  
18 any confidential information or any information that is not a public record under the laws of this  
19 state. However, the state shall not be liable for the disclosure of a record in the Missouri local  
20 government CARES Act expenditure database that is confidential information or is not a public  
21 record under the laws of this state.

22 37.1197. Each municipality or county that has a website shall display on its website a  
23 prominent internet link to the Missouri local government CARES Act expenditure database.

24 37.1198. The office of administration may adopt rules to implement the provisions of  
25 sections 37.1190 to 37.1198. Any rule or portion of a rule, as that term is defined in section  
26 536.010, that is created under the authority delegated in this section shall become effective only if it  
27 complies with and is subject to all of the provisions of chapter 536 and, if applicable, section  
28 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the  
29 general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and  
30 annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any  
31 rule proposed or adopted after August 28, 2020, shall be invalid and void."; and

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