



16-090

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ELECTIONS DIVISION
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September 4, 2015

The Honorable Nicole Galloway
State Auditor
State Capitol Building
Jefferson City, MO 65101

RE: Petition approval request from Winston Apple regarding a proposed statutory amendment to Chapters 286 & 143 (2016-090)

Dear Auditor Galloway:

Enclosed please find an initiative petition sample sheet for a proposal to amend the Revised Statutes of Missouri filed by Winston Apple on September 4, 2015.

We are referring the enclosed petition sample sheet to you for the purposes of preparing a fiscal note and fiscal note summary as required by Section 116.332, RSMo. Section 116.175.2, RSMo requires the state auditor to forward the fiscal note and fiscal note summary to the attorney general within twenty days of receipt of the petition sample sheet.

Thank you for your immediate consideration of this request.

Sincerely,

Jason Kander

cc: Hon. Chris Koster
Sheri Hoffman
Barbara Wood

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STATE AUDITORS OFFICE

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Be it enacted by the people of the state of Missouri:

Two new sections of the Revised Missouri Statutes are hereby enacted, to be known as sections 286.131 and 143.012, to read as follows:

286.131. 1. Effective June 1, 2018, the division of employment security will begin to provide employment through a program to be known as "public sector employment," in lieu of unemployment benefits to as many eligible citizens of Missouri as possible with the funds available.

2. Public sector employment will be available only to residents of the state of Missouri.

3. If funding is insufficient to provide employment for all applicants, priority placement will be given to the applicants with the greatest number of dependents (as claimed on the applicant's federal Form W-4).

4. a. The compensation provided for, and other specific policies related to, work done through public sector employment shall be determined and set by the labor and industrial relations commission, but shall be set at a level that provides a living wage, which is hereby defined as putting a worker and her or his family at least ten percent above the poverty level, as determined by the federal government, provided a worker is present and working 40 hours per week.

b. If a family has two adult members and no child under the age of three, both adults will be required to work 40 hours per week, however in no event shall the hourly wage paid under this program be less than the applicable minimum wage.

5. The work done as public sector employment should be directed toward projects that have some public benefit for the state of Missouri. Initial projects should have a particular focus on improving the energy efficiency of existing publically owned buildings, constructing state-owned and operated wind and solar projects, and planting trees.

6. Applicants for public sector employment may be required to take aptitude tests to determine the jobs for which they may be best suited and to receive training designed to improve their skills. Normal rates of compensation provided under this program will be paid for time spent testing and training.

7. In the event that an applicant employed through these public works projects consistently fails to provide adequately for the needs of his or her dependents, as a result of substance abuse problems, other addictions, or other mental health issues, guidance and assistance in financial management shall be offered. Should the applicant continue to misuse the income being provided through these public works projects, an amount equal to ninety percent of the income earned may be paid in the form of vouchers to be used exclusively to pay for rent, food, utilities, and medical care for the employee and her or his dependents.

143.012. 1. Beginning with the 2017 calendar year, a surtax of ten percent on the amount of capital gains reported on each Missouri resident's Federal tax return (Form 1040), will be imposed, with the funds collected dedicated to providing funding for public sector employment through the division of employment security.

2. To the extent that public sector employment reduces the funding needed to provide various forms of public assistance, the state of Missouri shall seek approval from the government of the United States of America to transfer funding provided for such assistance programs to the division of employment security.

3. In the event that excess funds remain after all applicants for employment have been employed, all funds beyond a reserve sufficient to meet anticipated funding for the succeeding twelve-month period, as determined by the commission, shall be transferred to the general fund. If, after funds have been transferred to the general fund, unexpected demand for public sector employment results in a shortfall of revenue needed to fully fund the program, an amount equal to all funds transferred to the general fund during the preceding 12 month period shall be returned to the division of employment security.