

Title 1—OFFICE OF ADMINISTRATION
Division 10—Commissioner of Administration
Chapter 3—Preapproval of Claims and Accounts

PROPOSED AMENDMENT

1 CSR 10-3.010 Preapproval of Claims/Accounts and Direct Deposit: Definitions/Examples.

The commissioner is amending subsection (2)(A) and subsection (6)(A).

PURPOSE: This amendment specifies the types of uniforms that cannot be purchased with state funds and revises the definition of an employee association to remove a restriction on collective bargaining that was found to be unconstitutional in Missouri Corrections Officers Association, Inc. v. Missouri Office of Administration, 662 S.W.3d 26 (Mo. App. W.D. 2022).

(2) The following are types of unallowable claims unless special circumstances substantially justify the granting of an exception to this rule:

(A) Claims for the purchase of goods or services which are not apparently or cannot be substantially justified as directly related to the transaction of state business. For example, employee parties, [*agency team uniforms,*] employee gifts, holiday cards and decorations, personal club memberships, memorial flowers, political and charitable contributions, [*and*] traffic tickets, **and uniforms for agency sports, trivia, and similar teams**. An exception is made for the purchase of retirement, service, and other recognition award gifts which may be certified as regular claims if reasonable in relation to the circumstances of the award and primarily represent a token of recognition and not a reward with a cash equivalent or substantial monetary value. Claims for the expenses of receptions for employee recognition events should be at a nominal price per person attending. Holiday decorations are allowed for commonly accessed public areas such as reception and waiting rooms;

(6) The following are the requirements established to allow payroll deductions from employee compensation for authorized voluntary products:

(A) Definitions. The following terms and meanings apply to vendor payroll deductions:

1. Vendor—any private insurance carrier or company, a labor union, an employee association, or credit union;

2. Labor union—an exclusive state employee bargaining representative established in accordance with sections 105.500-105.530, RSMo;

3. Employee association—an organized group of state employees that has a written document, such as bylaws, which govern its activity, and that is not a private insurance carrier or company[,] **or** credit union[, *or exclusive bargaining representative for state employees established in accordance with sections 105.500-105.530, RSMo*];

4. Credit union—a financial institution located in Missouri, which has a state charter and is insured by an agency of the United States government or credit union share guarantee corporation approved by the director of the Missouri Division of Credit Unions; and

5. Dues—a fee or payment owed by an employee to a labor organization as a result of and relating to employment in a bargaining unit covered by an existing labor agreement or a payment owed by an employee for membership in an employee association;

AUTHORITY: sections 33.030(3), 33.103, 370.395, and 536.023, RSMo 2016. Original rule filed Aug. 15, 1994, effective Jan. 29, 1995. Amended: Filed Oct. 3, 2018, effective May 30, 2019. Emergency amendment filed Feb. 11, 2020, effective Feb. 27, 2020, expired Aug. 24, 2020. Amended: Filed Feb. 11, 2020, effective Aug. 30, 2020. Amended: Filed Nov. 29, 2022, effective May 30, 2023. Amended: Filed September 1, 2023.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of Administration, Attention: Jennifer Hurst, P.O. Box 809, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*