

FIRST REGULAR SESSION

# SENATE BILL NO. 290

97TH GENERAL ASSEMBLY

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INTRODUCED BY SENATOR WALSH.

Read 1st time February 11, 2013, and ordered printed.

TERRY L. SPIELER, Secretary.

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## AN ACT

To repeal sections 130.016, 130.036, 130.037, 130.049, 130.050, 130.054, and 130.086, RSMo, section 130.011 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, section 130.011 as enacted by conference committee substitute for senate substitute for house committee substitute for house bill no. 1900, ninety-third general assembly, second regular session, section 130.021 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, section 130.021 as enacted by senate bill no. 485, ninety-fifth general assembly, first regular session, section 130.026 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, section 130.026 as enacted by conference committee substitute for house committee substitute for senate committee substitute for senate bill no. 262, eighty-eighth general assembly, first regular session, section 130.031 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, section 130.031 as enacted by conference committee substitute no. 2 for house committee substitute for senate committee substitute for senate bills nos. 31 & 285, ninety-second general assembly, first regular session, section 130.041 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, section 130.041 as enacted by conference committee substitute no. 2 for house committee substitute for senate committee substitute for senate bills nos. 31 & 285,

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

ninety-second general assembly, first regular session, section 130.046 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, section 130.046 as enacted by conference committee substitute for senate substitute for house committee substitute for house bill no. 1900, ninety-third general assembly, second regular session, section 130.057 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, and section 130.057 as enacted by conference committee substitute for senate substitute for senate committee substitute for house committee substitute for house bill no. 676 merged with conference committee substitute no. 2 for house committee substitute for senate committee substitute for senate bills nos. 31 & 285, ninety-second general assembly, first regular session, and to enact in lieu thereof thirteen new sections relating to campaign finance.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Sections 130.016, 130.036, 130.037, 130.049, 130.050, 130.054,  
2 and 130.086, RSMo, section 130.011 as truly agreed to and finally passed by  
3 conference committee substitute no. 3 for house committee substitute no. 2 for  
4 senate bill no. 844, ninety-fifth general assembly, second regular session, section  
5 130.011 as enacted by conference committee substitute for senate substitute for  
6 house committee substitute for house bill no. 1900, ninety-third general assembly,  
7 second regular session, section 130.021 as truly agreed to and finally passed by  
8 conference committee substitute no. 3 for house committee substitute no. 2 for  
9 senate bill no. 844, section 130.021 as enacted by senate bill no. 485, ninety-fifth  
10 general assembly, first regular session, section 130.026 as truly agreed to and  
11 finally passed by conference committee substitute no. 3 for house committee  
12 substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second  
13 regular session, section 130.026 as enacted by conference committee substitute  
14 for house committee substitute for senate committee substitute for senate bill no.  
15 262, eighty-eighth general assembly, first regular session, section 130.031 as truly  
16 agreed to and finally passed by conference committee substitute no. 3 for house  
17 committee substitute no. 2 for senate bill no. 844, section 130.031 as enacted by  
18 conference committee substitute no. 2 for house committee substitute for senate  
19 committee substitute for senate bills nos. 31 & 285, ninety-second general  
20 assembly, first regular session, section 130.041 as truly agreed to and finally

21 passed by conference committee substitute no. 3 for house committee substitute  
22 no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session,  
23 section 130.041 as enacted by conference committee substitute no. 2 for house  
24 committee substitute for senate committee substitute for senate bills nos. 31 &  
25 285, ninety-second general assembly, first regular session, section 130.046 as  
26 truly agreed to and finally passed by conference committee substitute no. 3 for  
27 house committee substitute no. 2 for senate bill no. 844, ninety-fifth general  
28 assembly, second regular session, section 130.046 as enacted by conference  
29 committee substitute for senate substitute for house committee substitute for  
30 house bill no. 1900, ninety-third general assembly, second regular session, section  
31 130.057 as truly agreed to and finally passed by conference committee substitute  
32 no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth  
33 general assembly, second regular session, and section 130.057 as enacted by  
34 conference committee substitute for senate substitute for senate committee  
35 substitute for house committee substitute for house bill no. 676 merged with  
36 conference committee substitute no. 2 for house committee substitute for senate  
37 committee substitute for senate bills nos. 31 & 285, ninety-second general  
38 assembly, first regular session, are repealed and thirteen new sections enacted  
39 in lieu thereof, to be known as sections 130.011, 130.016, 130.021, 130.026,  
40 130.031, 130.036, 130.037, 130.041, 130.046, 130.050, 130.054, 130.057, and  
41 130.086, to read as follows:

[130.011. As used in this chapter, unless the context clearly  
2 indicates otherwise, the following terms mean:

3 (1) "Appropriate officer" or "appropriate officers", the person  
4 or persons designated in section 130.026 to receive certain required  
5 statements and reports;

6 (2) "Ballot measure" or "measure", any proposal submitted  
7 or intended to be submitted to qualified voters for their approval  
8 or rejection, including any proposal submitted by initiative petition,  
9 referendum petition, or by the general assembly or any local  
10 governmental body having authority to refer proposals to the voter;

11 (3) "Campaign committee", a committee, other than a  
12 candidate committee, which shall be formed by an individual or  
13 group of individuals to receive contributions or make expenditures  
14 and whose sole purpose is to support or oppose the qualification  
15 and passage of one or more particular ballot measures in an

16 election or the retention of judges under the nonpartisan court  
17 plan, such committee shall be formed no later than thirty days  
18 prior to the election for which the committee receives contributions  
19 or makes expenditures, and which shall terminate the later of  
20 either thirty days after the general election or upon the satisfaction  
21 of all committee debt after the general election, except that no  
22 committee retiring debt shall engage in any other activities in  
23 support of a measure for which the committee was formed;

24 (4) "Candidate", an individual who seeks nomination or  
25 election to public office. The term "candidate" includes an elected  
26 officeholder who is the subject of a recall election, an individual  
27 who seeks nomination by the individual's political party for election  
28 to public office, an individual standing for retention in an election  
29 to an office to which the individual was previously appointed, an  
30 individual who seeks nomination or election whether or not the  
31 specific elective public office to be sought has been finally  
32 determined by such individual at the time the individual meets the  
33 conditions described in paragraph (a) or (b) of this subdivision, and  
34 an individual who is a write-in candidate as defined in subdivision  
35 (28) of this section. A candidate shall be deemed to seek  
36 nomination or election when the person first:

37 (a) Receives contributions or makes expenditures or  
38 reserves space or facilities with intent to promote the person's  
39 candidacy for office; or

40 (b) Knows or has reason to know that contributions are  
41 being received or expenditures are being made or space or facilities  
42 are being reserved with the intent to promote the person's  
43 candidacy for office; except that, such individual shall not be  
44 deemed a candidate if the person files a statement with the  
45 appropriate officer within five days after learning of the receipt of  
46 contributions, the making of expenditures, or the reservation of  
47 space or facilities disavowing the candidacy and stating that the  
48 person will not accept nomination or take office if elected; provided  
49 that, if the election at which such individual is supported as a  
50 candidate is to take place within five days after the person's  
51 learning of the above-specified activities, the individual shall file

52 the statement disavowing the candidacy within one day; or

53 (c) Announces or files a declaration of candidacy for office;

54 (5) "Candidate committee", a committee which shall be  
55 formed by a candidate to receive contributions or make  
56 expenditures in behalf of the person's candidacy and which shall  
57 continue in existence for use by an elected candidate or which shall  
58 terminate the later of either thirty days after the general election  
59 for a candidate who was not elected or upon the satisfaction of all  
60 committee debt after the election, except that no committee retiring  
61 debt shall engage in any other activities in support of the candidate  
62 for which the committee was formed. Any candidate for elective  
63 office shall have only one candidate committee for the elective office  
64 sought, which is controlled directly by the candidate for the  
65 purpose of making expenditures. A candidate committee is  
66 presumed to be under the control and direction of the candidate  
67 unless the candidate files an affidavit with the appropriate officer  
68 stating that the committee is acting without control or direction on  
69 the candidate's part;

70 (6) "Cash", currency, coin, United States postage stamps, or  
71 any negotiable instrument which can be transferred from one  
72 person to another person without the signature or endorsement of  
73 the transferor;

74 (7) "Check", a check drawn on a state or federal bank, or a  
75 draft on a negotiable order of withdrawal account in a savings and  
76 loan association or a share draft account in a credit union;

77 (8) "Closing date", the date through which a statement or  
78 report is required to be complete;

79 (9) "Committee", a person or any combination of persons,  
80 who accepts contributions or makes expenditures for the primary  
81 or incidental purpose of influencing or attempting to influence the  
82 action of voters for or against the nomination or election to public  
83 office of one or more candidates or the qualification, passage or  
84 defeat of any ballot measure or for the purpose of paying a  
85 previously incurred campaign debt or obligation of a candidate or  
86 the debts or obligations of a committee or for the purpose of  
87 contributing funds to another committee:

- 88 (a) "Committee", does not include:
- 89 a. A person or combination of persons, if neither the
- 90 aggregate of expenditures made nor the aggregate of contributions
- 91 received during a calendar year exceeds five hundred dollars and
- 92 if no single contributor has contributed more than two hundred
- 93 fifty dollars of such aggregate contributions;
- 94 b. An individual, other than a candidate, who accepts no
- 95 contributions and who deals only with the individual's own funds
- 96 or property;
- 97 c. A corporation, cooperative association, partnership,
- 98 proprietorship, or joint venture organized or operated for a primary
- 99 or principal purpose other than that of influencing or attempting
- 100 to influence the action of voters for or against the nomination or
- 101 election to public office of one or more candidates or the
- 102 qualification, passage or defeat of any ballot measure, and it
- 103 accepts no contributions, and all expenditures it makes are from its
- 104 own funds or property obtained in the usual course of business or
- 105 in any commercial or other transaction and which are not
- 106 contributions as defined by subdivision (11) of this section;
- 107 d. A labor organization organized or operated for a primary
- 108 or principal purpose other than that of influencing or attempting
- 109 to influence the action of voters for or against the nomination or
- 110 election to public office of one or more candidates, or the
- 111 qualification, passage, or defeat of any ballot measure, and it
- 112 accepts no contributions, and expenditures made by the
- 113 organization are from its own funds or property received from
- 114 membership dues or membership fees which were given or solicited
- 115 for the purpose of supporting the normal and usual activities and
- 116 functions of the organization and which are not contributions as
- 117 defined by subdivision (11) of this section;
- 118 e. A person who acts as an authorized agent for a
- 119 committee in soliciting or receiving contributions or in making
- 120 expenditures or incurring indebtedness on behalf of the committee
- 121 if such person renders to the committee treasurer or deputy
- 122 treasurer or candidate, if applicable, an accurate account of each
- 123 receipt or other transaction in the detail required by the treasurer

124 to comply with all record-keeping and reporting requirements of  
125 this chapter;

126 f. Any department, agency, board, institution or other entity  
127 of the state or any of its subdivisions or any officer or employee  
128 thereof, acting in the person's official capacity;

129 (b) The term "committee" includes, but is not limited to,  
130 each of the following committees: campaign committee, candidate  
131 committee, political action committee, exploratory committee, and  
132 political party committee;

133 (10) "Connected organization", any organization such as a  
134 corporation, a labor organization, a membership organization, a  
135 cooperative, or trade or professional association which expends  
136 funds or provides services or facilities to establish, administer or  
137 maintain a committee or to solicit contributions to a committee  
138 from its members, officers, directors, employees or security  
139 holders. An organization shall be deemed to be the connected  
140 organization if more than fifty percent of the persons making  
141 contributions to the committee during the current calendar year  
142 are members, officers, directors, employees or security holders of  
143 such organization or their spouses;

144 (11) "Contribution", a payment, gift, loan, advance, deposit,  
145 or donation of money or anything of value for the purpose of  
146 supporting or opposing the nomination or election of any candidate  
147 for public office or the qualification, passage or defeat of any ballot  
148 measure, or for the support of any committee supporting or  
149 opposing candidates or ballot measures or for paying debts or  
150 obligations of any candidate or committee previously incurred for  
151 the above purposes. A contribution of anything of value shall be  
152 deemed to have a money value equivalent to the fair market  
153 value. "Contribution" includes, but is not limited to:

154 (a) A candidate's own money or property used in support of  
155 the person's candidacy other than expense of the candidate's food,  
156 lodging, travel, and payment of any fee necessary to the filing for  
157 public office;

158 (b) Payment by any person, other than a candidate or  
159 committee, to compensate another person for services rendered to

160 that candidate or committee;

161 (c) Receipts from the sale of goods and services, including  
162 the sale of advertising space in a brochure, booklet, program or  
163 pamphlet of a candidate or committee and the sale of tickets or  
164 political merchandise;

165 (d) Receipts from fund-raising events including testimonial  
166 affairs;

167 (e) Any loan, guarantee of a loan, cancellation or  
168 forgiveness of a loan or debt or other obligation by a third party, or  
169 payment of a loan or debt or other obligation by a third party if the  
170 loan or debt or other obligation was contracted, used, or intended,  
171 in whole or in part, for use in an election campaign or used or  
172 intended for the payment of such debts or obligations of a  
173 candidate or committee previously incurred, or which was made or  
174 received by a committee;

175 (f) Funds received by a committee which are transferred to  
176 such committee from another committee or other source, except  
177 funds received by a candidate committee as a transfer of funds  
178 from another candidate committee controlled by the same candidate  
179 but such transfer shall be included in the disclosure reports;

180 (g) Facilities, office space or equipment supplied by any  
181 person to a candidate or committee without charge or at reduced  
182 charges, except gratuitous space for meeting purposes which is  
183 made available regularly to the public, including other candidates  
184 or committees, on an equal basis for similar purposes on the same  
185 conditions;

186 (h) The direct or indirect payment by any person, other  
187 than a connected organization, of the costs of establishing,  
188 administering, or maintaining a committee, including legal,  
189 accounting and computer services, fund raising and solicitation of  
190 contributions for a committee;

191 (i) "Contribution" does not include:

192 a. Ordinary home hospitality or services provided without  
193 compensation by individuals volunteering their time in support of  
194 or in opposition to a candidate, committee or ballot measure, nor  
195 the necessary and ordinary personal expenses of such volunteers

196 incidental to the performance of voluntary activities, so long as no  
197 compensation is directly or indirectly asked or given;

198 b. An offer or tender of a contribution which is expressly  
199 and unconditionally rejected and returned to the donor within ten  
200 business days after receipt or transmitted to the state treasurer;

201 c. Interest earned on deposit of committee funds;

202 d. The costs incurred by any connected organization listed  
203 pursuant to subdivision (4) of subsection 5 of section 130.021 for  
204 establishing, administering or maintaining a committee, or for the  
205 solicitation of contributions to a committee which solicitation is  
206 solely directed or related to the members, officers, directors,  
207 employees or security holders of the connected organization;

208 (12) "County", any one of the several counties of this state  
209 or the city of St. Louis;

210 (13) "Disclosure report", an itemized report of receipts,  
211 expenditures and incurred indebtedness which is prepared on  
212 forms approved by the Missouri ethics commission and filed at the  
213 times and places prescribed;

214 (14) "Election", any primary, general or special election held  
215 to nominate or elect an individual to public office, to retain or  
216 recall an elected officeholder or to submit a ballot measure to the  
217 voters, and any caucus or other meeting of a political party or a  
218 political party committee at which that party's candidate or  
219 candidates for public office are officially selected. A primary  
220 election and the succeeding general election shall be considered  
221 separate elections;

222 (15) "Expenditure", a payment, advance, conveyance,  
223 deposit, donation or contribution of money or anything of value for  
224 the purpose of supporting or opposing the nomination or election  
225 of any candidate for public office or the qualification or passage of  
226 any ballot measure or for the support of any committee which in  
227 turn supports or opposes any candidate or ballot measure or for the  
228 purpose of paying a previously incurred campaign debt or  
229 obligation of a candidate or the debts or obligations of a committee;  
230 a payment, or an agreement or promise to pay, money or anything  
231 of value, including a candidate's own money or property, for the

232 purchase of goods, services, property, facilities or anything of value  
233 for the purpose of supporting or opposing the nomination or  
234 election of any candidate for public office or the qualification or  
235 passage of any ballot measure or for the support of any committee  
236 which in turn supports or opposes any candidate or ballot measure  
237 or for the purpose of paying a previously incurred campaign debt  
238 or obligation of a candidate or the debts or obligations of a  
239 committee. An expenditure of anything of value shall be deemed  
240 to have a money value equivalent to the fair market  
241 value. "Expenditure" includes, but is not limited to:

242 (a) Payment by anyone other than a committee for services  
243 of another person rendered to such committee;

244 (b) The purchase of tickets, goods, services or political  
245 merchandise in connection with any testimonial affair or  
246 fund-raising event of or for candidates or committees, or the  
247 purchase of advertising in a brochure, booklet, program or  
248 pamphlet of a candidate or committee;

249 (c) The transfer of funds by one committee to another  
250 committee;

251 (d) The direct or indirect payment by any person, other  
252 than a connected organization for a committee, of the costs of  
253 establishing, administering or maintaining a committee, including  
254 legal, accounting and computer services, fund raising and  
255 solicitation of contributions for a committee; but

256 (e) "Expenditure" does not include:

257 a. Any news story, commentary or editorial which is  
258 broadcast or published by any broadcasting station, newspaper,  
259 magazine or other periodical without charge to the candidate or to  
260 any person supporting or opposing a candidate or ballot measure;

261 b. The internal dissemination by any membership  
262 organization, proprietorship, labor organization, corporation,  
263 association or other entity of information advocating the election or  
264 defeat of a candidate or candidates or the passage or defeat of a  
265 ballot measure or measures to its directors, officers, members,  
266 employees or security holders, provided that the cost incurred is  
267 reported pursuant to subsection 2 of section 130.051;

268 c. Repayment of a loan, but such repayment shall be  
269 indicated in required reports;

270 d. The rendering of voluntary personal services by an  
271 individual of the sort commonly performed by volunteer campaign  
272 workers and the payment by such individual of the individual's  
273 necessary and ordinary personal expenses incidental to such  
274 volunteer activity, provided no compensation is, directly or  
275 indirectly, asked or given;

276 e. The costs incurred by any connected organization listed  
277 pursuant to subdivision (4) of subsection 5 of section 130.021 for  
278 establishing, administering or maintaining a committee, or for the  
279 solicitation of contributions to a committee which solicitation is  
280 solely directed or related to the members, officers, directors,  
281 employees or security holders of the connected organization;

282 f. The use of a candidate's own money or property for  
283 expense of the candidate's personal food, lodging, travel, and  
284 payment of any fee necessary to the filing for public office, if such  
285 expense is not reimbursed to the candidate from any source;

286 (16) "Exploratory committees", a committee which shall be  
287 formed by an individual to receive contributions and make  
288 expenditures on behalf of this individual in determining whether  
289 or not the individual seeks elective office. Such committee shall  
290 terminate no later than December thirty-first of the year prior to  
291 the general election for the possible office;

292 (17) "Fund-raising event", an event such as a dinner,  
293 luncheon, reception, coffee, testimonial, rally, auction or similar  
294 affair through which contributions are solicited or received by such  
295 means as the purchase of tickets, payment of attendance fees,  
296 donations for prizes or through the purchase of goods, services or  
297 political merchandise;

298 (18) "In-kind contribution" or "in-kind expenditure", a  
299 contribution or expenditure in a form other than money;

300 (19) "Labor organization", any organization of any kind, or  
301 any agency or employee representation committee or plan, in which  
302 employees participate and which exists for the purpose, in whole  
303 or in part, of dealing with employers concerning grievances, labor

304 disputes, wages, rates of pay, hours of employment, or conditions  
305 of work;

306 (20) "Loan", a transfer of money, property or anything of  
307 ascertainable monetary value in exchange for an obligation,  
308 conditional or not, to repay in whole or in part and which was  
309 contracted, used, or intended for use in an election campaign, or  
310 which was made or received by a committee or which was  
311 contracted, used, or intended to pay previously incurred campaign  
312 debts or obligations of a candidate or the debts or obligations of a  
313 committee;

314 (21) "Person", an individual, group of individuals,  
315 corporation, partnership, committee, proprietorship, joint venture,  
316 any department, agency, board, institution or other entity of the  
317 state or any of its political subdivisions, union, labor organization,  
318 trade or professional or business association, association, political  
319 party or any executive committee thereof, or any other club or  
320 organization however constituted or any officer or employee of such  
321 entity acting in the person's official capacity;

322 (22) "Political action committee", a committee of continuing  
323 existence which is not formed, controlled or directed by a  
324 candidate, and is a committee other than a candidate committee,  
325 political party committee, campaign committee, exploratory  
326 committee, or debt service committee, whose primary or incidental  
327 purpose is to receive contributions or make expenditures to  
328 influence or attempt to influence the action of voters whether or  
329 not a particular candidate or candidates or a particular ballot  
330 measure or measures to be supported or opposed has been  
331 determined at the time the committee is required to file any  
332 statement or report pursuant to the provisions of this  
333 chapter. Such a committee includes, but is not limited to, any  
334 committee organized or sponsored by a business entity, a labor  
335 organization, a professional association, a trade or business  
336 association, a club or other organization and whose primary  
337 purpose is to solicit, accept and use contributions from the  
338 members, employees or stockholders of such entity and any  
339 individual or group of individuals who accept and use contributions

340 to influence or attempt to influence the action of voters. Such  
341 committee shall be formed no later than sixty days prior to the  
342 election for which the committee receives contributions or makes  
343 expenditures;

344 (23) "Political merchandise", goods such as bumper stickers,  
345 pins, hats, ties, jewelry, literature, or other items sold or  
346 distributed at a fund-raising event or to the general public for  
347 publicity or for the purpose of raising funds to be used in  
348 supporting or opposing a candidate for nomination or election or in  
349 supporting or opposing the qualification, passage or defeat of a  
350 ballot measure;

351 (24) "Political party", a political party which has the right  
352 under law to have the names of its candidates listed on the ballot  
353 in a general election;

354 (25) "Political party committee", a committee of a political  
355 party which may be organized as a not-for-profit corporation under  
356 Missouri law and has the primary or incidental purpose of  
357 receiving contributions and making expenditures to influence or  
358 attempt to influence the action of voters on behalf of the political  
359 party. Political party committees shall only take the following  
360 forms:

361 (a) One congressional district committee per political party  
362 for each congressional district in the state; and

363 (b) One state party committee per political party;

364 (26) "Public office" or "office", any state, judicial, county,  
365 municipal, school or other district, ward, township, or other  
366 political subdivision office or any political party office which is  
367 filled by a vote of registered voters;

368 (27) "Regular session", includes that period beginning on  
369 the first Wednesday after the first Monday in January and ending  
370 following the first Friday after the second Monday in May;

371 (28) "Write-in candidate", an individual whose name is not  
372 printed on the ballot but who otherwise meets the definition of  
373 candidate in subdivision (4) of this section.]

130.011. As used in this chapter, unless the context clearly indicates

2 otherwise, the following terms mean:

3 (1) "Appropriate officer" or "appropriate officers", the person or persons  
4 designated in section 130.026 to receive certain required statements and reports;

5 (2) "Ballot measure" or "measure", any proposal submitted or intended to  
6 be submitted to qualified voters for their approval or rejection, including any  
7 proposal submitted by initiative petition, referendum petition, or by the general  
8 assembly or any local governmental body having authority to refer proposals to  
9 the voter;

10 (3) "Candidate", an individual who seeks nomination or election to public  
11 office. The term "candidate" includes an elected officeholder who is the subject  
12 of a recall election, an individual who seeks nomination by the individual's  
13 political party for election to public office, an individual standing for retention in  
14 an election to an office to which the individual was previously appointed, an  
15 individual who seeks nomination or election whether or not the specific elective  
16 public office to be sought has been finally determined by such individual at the  
17 time the individual meets the conditions described in paragraph (a) or (b) of this  
18 subdivision, and an individual who is a write-in candidate as defined in  
19 subdivision (28) of this section. A candidate shall be deemed to seek nomination  
20 or election when the person first:

21 (a) Receives contributions or makes expenditures or reserves space or  
22 facilities with intent to promote the person's candidacy for office; or

23 (b) Knows or has reason to know that contributions are being received or  
24 expenditures are being made or space or facilities are being reserved with the  
25 intent to promote the person's candidacy for office; except that, such individual  
26 shall not be deemed a candidate if the person files a statement with the  
27 appropriate officer within five days after learning of the receipt of contributions,  
28 the making of expenditures, or the reservation of space or facilities disavowing  
29 the candidacy and stating that the person will not accept nomination or take  
30 office if elected; provided that, if the election at which such individual is  
31 supported as a candidate is to take place within five days after the person's  
32 learning of the above-specified activities, the individual shall file the statement  
33 disavowing the candidacy within one day; or

34 (c) Announces or files a declaration of candidacy for office;

35 (4) "Cash", currency, coin, United States postage stamps, or any  
36 negotiable instrument which can be transferred from one person to another  
37 person without the signature or endorsement of the transferor;

38 (5) "Check", a check drawn on a state or federal bank, or a draft on a

39 negotiable order of withdrawal account in a savings and loan association or a  
40 share draft account in a credit union;

41 (6) "Closing date", the date through which a statement or report is  
42 required to be complete;

43 (7) "Committee", a person or any combination of persons, who accepts  
44 contributions or makes expenditures for the primary or incidental purpose of  
45 influencing or attempting to influence the action of voters for or against the  
46 nomination or election to public office of one or more candidates or the  
47 qualification, passage or defeat of any ballot measure or for the purpose of paying  
48 a previously incurred campaign debt or obligation of a candidate or the debts or  
49 obligations of a committee or for the purpose of contributing funds to another  
50 committee:

51 (a) "Committee", does not include:

52 a. A person or combination of persons, if neither the aggregate of  
53 expenditures made nor the aggregate of contributions received during a calendar  
54 year exceeds five hundred dollars and if no single contributor has contributed  
55 more than two hundred fifty dollars of such aggregate contributions;

56 b. An individual, other than a candidate, who accepts no contributions  
57 and who deals only with the individual's own funds or property;

58 c. A corporation, cooperative association, partnership, proprietorship, or  
59 joint venture organized or operated for a primary or principal purpose other than  
60 that of influencing or attempting to influence the action of voters for or against  
61 the nomination or election to public office of one or more candidates or the  
62 qualification, passage or defeat of any ballot measure, and it accepts no  
63 contributions, and all expenditures it makes are from its own funds or property  
64 obtained in the usual course of business or in any commercial or other transaction  
65 and which are not contributions as defined by subdivision (12) of this section;

66 d. A labor organization organized or operated for a primary or principal  
67 purpose other than that of influencing or attempting to influence the action of  
68 voters for or against the nomination or election to public office of one or more  
69 candidates, or the qualification, passage, or defeat of any ballot measure, and it  
70 accepts no contributions, and expenditures made by the organization are from its  
71 own funds or property received from membership dues or membership fees which  
72 were given or solicited for the purpose of supporting the normal and usual  
73 activities and functions of the organization and which are not contributions as  
74 defined by subdivision (12) of this section;

75 e. A person who acts as an authorized agent for a committee in soliciting  
76 or receiving contributions or in making expenditures or incurring indebtedness  
77 on behalf of the committee if such person renders to the committee treasurer or  
78 deputy treasurer or candidate, if applicable, an accurate account of each receipt  
79 or other transaction in the detail required by the treasurer to comply with all  
80 record-keeping and reporting requirements of this chapter;

81 f. Any department, agency, board, institution or other entity of the state  
82 or any of its subdivisions or any officer or employee thereof, acting in the person's  
83 official capacity;

84 (b) The term "committee" includes, but is not limited to, each of the  
85 following committees: campaign committee, candidate committee, continuing  
86 committee and political party committee;

87 (8) "Campaign committee", a committee, other than a candidate  
88 committee, which shall be formed by an individual or group of individuals to  
89 receive contributions or make expenditures and whose sole purpose is to support  
90 or oppose the qualification and passage of one or more particular ballot measures  
91 in an election or the retention of judges under the nonpartisan court plan, such  
92 committee shall be formed no later than thirty days prior to the election for which  
93 the committee receives contributions or makes expenditures, and which shall  
94 terminate the later of either thirty days after the general election or upon the  
95 satisfaction of all committee debt after the general election, except that no  
96 committee retiring debt shall engage in any other activities in support of a  
97 measure for which the committee was formed;

98 (9) "Candidate committee", a committee which shall be formed by a  
99 candidate to receive contributions or make expenditures in behalf of the person's  
100 candidacy and which shall continue in existence for use by an elected candidate  
101 or which shall terminate the later of either thirty days after the general election  
102 for a candidate who was not elected or upon the satisfaction of all committee debt  
103 after the election, except that no committee retiring debt shall engage in any  
104 other activities in support of the candidate for which the committee was  
105 formed. Any candidate for elective office shall have only one candidate committee  
106 for the elective office sought, which is controlled directly by the candidate for the  
107 purpose of making expenditures. A candidate committee is presumed to be under  
108 the control and direction of the candidate unless the candidate files an affidavit  
109 with the appropriate officer stating that the committee is acting without control  
110 or direction on the candidate's part;

111 (10) "Continuing committee", a committee of continuing existence which  
112 is not [formed,] controlled or directed by a candidate, and is a committee other  
113 than a candidate committee or campaign committee, whose primary or incidental  
114 purpose is to receive contributions or make expenditures to influence or attempt  
115 to influence the action of voters whether or not a particular candidate or  
116 candidates or a particular ballot measure or measures to be supported or opposed  
117 has been determined at the time the committee is required to file any statement  
118 or report pursuant to the provisions of this chapter. "Continuing committee"  
119 includes, but is not limited to, any committee organized or sponsored by a  
120 business entity, a labor organization, a professional association, a trade or  
121 business association, a club or other organization and whose primary purpose is  
122 to solicit, accept and use contributions from the members, employees or  
123 stockholders of such entity and any individual or group of individuals who accept  
124 and use contributions to influence or attempt to influence the action of  
125 voters. Such committee shall [be formed] **comply with the requirements to**  
126 **file a statement of organization and filing disclosure reports required**  
127 **of committees** no later than sixty days prior to the election for which the  
128 committee receives contributions or makes expenditures;

129 (11) "Connected organization", any organization such as a corporation, a  
130 labor organization, a membership organization, a cooperative, or trade or  
131 professional association which expends funds or provides services or facilities to  
132 establish, administer or maintain a committee or to solicit contributions to a  
133 committee from its members, officers, directors, employees or security holders. An  
134 organization shall be deemed to be the connected organization if more than fifty  
135 percent of the persons making contributions to the committee during the current  
136 calendar year are members, officers, directors, employees or security holders of  
137 such organization or their spouses;

138 (12) "Contribution", a payment, gift, loan, advance, deposit, or donation  
139 of money or anything of value for the purpose of supporting or opposing the  
140 nomination or election of any candidate for public office or the qualification,  
141 passage or defeat of any ballot measure, or for the support of any committee  
142 supporting or opposing candidates or ballot measures or for paying debts or  
143 obligations of any candidate or committee previously incurred for the above  
144 purposes. A contribution of anything of value shall be deemed to have a money  
145 value equivalent to the fair market value. "Contribution" includes, but is not  
146 limited to:

147 (a) A candidate's own money or property used in support of the person's  
148 candidacy other than expense of the candidate's food, lodging, travel, and  
149 payment of any fee necessary to the filing for public office;

150 (b) Payment by any person, other than a candidate or committee, to  
151 compensate another person for services rendered to that candidate or committee;

152 (c) Receipts from the sale of goods and services, including the sale of  
153 advertising space in a brochure, booklet, program or pamphlet of a candidate or  
154 committee and the sale of tickets or political merchandise;

155 (d) Receipts from fund-raising events including testimonial affairs;

156 (e) Any loan, guarantee of a loan, cancellation or forgiveness of a loan or  
157 debt or other obligation by a third party, or payment of a loan or debt or other  
158 obligation by a third party if the loan or debt or other obligation was contracted,  
159 used, or intended, in whole or in part, for use in an election campaign or used or  
160 intended for the payment of such debts or obligations of a candidate or committee  
161 previously incurred, or which was made or received by a committee;

162 (f) Funds received by a committee which are transferred to such  
163 committee from another committee or other source, except funds received by a  
164 candidate committee as a transfer of funds from another candidate committee  
165 controlled by the same candidate but such transfer shall be included in the  
166 disclosure reports;

167 (g) Facilities, office space or equipment supplied by any person to a  
168 candidate or committee without charge or at reduced charges, except gratuitous  
169 space for meeting purposes which is made available regularly to the public,  
170 including other candidates or committees, on an equal basis for similar purposes  
171 on the same conditions;

172 (h) The direct or indirect payment by any person, other than a connected  
173 organization, of the costs of establishing, administering, or maintaining a  
174 committee, including legal, accounting and computer services, fund raising and  
175 solicitation of contributions for a committee;

176 (i) "Contribution" does not include:

177 a. Ordinary home hospitality or services provided without compensation  
178 by individuals volunteering their time in support of or in opposition to a  
179 candidate, committee or ballot measure, nor the necessary and ordinary personal  
180 expenses of such volunteers incidental to the performance of voluntary activities,  
181 so long as no compensation is directly or indirectly asked or given;

182 b. An offer or tender of a contribution which is expressly and

183 unconditionally rejected and returned to the donor within ten business days after  
184 receipt or transmitted to the state treasurer;

185 c. Interest earned on deposit of committee funds;

186 d. The costs incurred by any connected organization listed pursuant to  
187 subdivision (4) of subsection 5 of section 130.021 for establishing, administering  
188 or maintaining a committee, or for the solicitation of contributions to a committee  
189 which solicitation is solely directed or related to the members, officers, directors,  
190 employees or security holders of the connected organization;

191 (13) "County", any one of the several counties of this state or the city of  
192 St. Louis;

193 (14) "Disclosure report", an itemized report of receipts, expenditures and  
194 incurred indebtedness which is prepared on forms approved by the Missouri  
195 ethics commission and filed at the times and places prescribed;

196 (15) "Election", any primary, general or special election held to nominate  
197 or elect an individual to public office, to retain or recall an elected officeholder or  
198 to submit a ballot measure to the voters, and any caucus or other meeting of a  
199 political party or a political party committee at which that party's candidate or  
200 candidates for public office are officially selected. A primary election and the  
201 succeeding general election shall be considered separate elections;

202 (16) **"Electronic means", any instrument or device, whether known**  
203 **as a credit card, credit plate, bank service card, banking or debit card,**  
204 **check guarantee card, or by any other name, issued with or without fee**  
205 **by an issuer for the use of the cardholder in obtaining money or**  
206 **merchandise on credit, or for use in an automated banking device to**  
207 **obtain any of the services offered through the device. The presentation**  
208 **of a credit card account number is deemed to be the presentation of a**  
209 **credit card;**

210 (17) "Expenditure", a payment, advance, conveyance, deposit, donation or  
211 contribution of money or anything of value for the purpose of supporting or  
212 opposing the nomination or election of any candidate for public office or the  
213 qualification or passage of any ballot measure or for the support of any committee  
214 which in turn supports or opposes any candidate or ballot measure or for the  
215 purpose of paying a previously incurred campaign debt or obligation of a  
216 candidate or the debts or obligations of a committee; a payment, or an agreement  
217 or promise to pay, money or anything of value, including a candidate's own money  
218 or property, for the purchase of goods, services, property, facilities or anything of

219 value for the purpose of supporting or opposing the nomination or election of any  
220 candidate for public office or the qualification or passage of any ballot measure  
221 or for the support of any committee which in turn supports or opposes any  
222 candidate or ballot measure or for the purpose of paying a previously incurred  
223 campaign debt or obligation of a candidate or the debts or obligations of a  
224 committee. An expenditure of anything of value shall be deemed to have a money  
225 value equivalent to the fair market value. "Expenditure" includes, but is not  
226 limited to:

227 (a) Payment by anyone other than a committee for services of another  
228 person rendered to such committee;

229 (b) The purchase of tickets, goods, services or political merchandise in  
230 connection with any testimonial affair or fund-raising event of or for candidates  
231 or committees, or the purchase of advertising in a brochure, booklet, program or  
232 pamphlet of a candidate or committee;

233 (c) The transfer of funds by one committee to another committee;

234 (d) The direct or indirect payment by any person, other than a connected  
235 organization for a committee, of the costs of establishing, administering or  
236 maintaining a committee, including legal, accounting and computer services, fund  
237 raising and solicitation of contributions for a committee; but

238 (e) "Expenditure" does not include:

239 a. Any news story, commentary or editorial which is broadcast or  
240 published by any broadcasting station, newspaper, magazine or other periodical  
241 without charge to the candidate or to any person supporting or opposing a  
242 candidate or ballot measure;

243 b. The internal dissemination by any membership organization,  
244 proprietorship, labor organization, corporation, association or other entity of  
245 information advocating the election or defeat of a candidate or candidates or the  
246 passage or defeat of a ballot measure or measures to its directors, officers,  
247 members, employees or security holders, provided that the cost incurred is  
248 reported pursuant to [subsection 2 of] section [130.051] **130.048**;

249 c. Repayment of a loan, but such repayment shall be indicated in required  
250 reports;

251 d. The rendering of voluntary personal services by an individual of the  
252 sort commonly performed by volunteer campaign workers and the payment by  
253 such individual of the individual's necessary and ordinary personal expenses  
254 incidental to such volunteer activity, provided no compensation is, directly or

255 indirectly, asked or given;

256 e. The costs incurred by any connected organization listed pursuant to  
257 subdivision (4) of subsection 5 of section 130.021 for establishing, administering  
258 or maintaining a committee, or for the solicitation of contributions to a committee  
259 which solicitation is solely directed or related to the members, officers, directors,  
260 employees or security holders of the connected organization;

261 f. The use of a candidate's own money or property for expense of the  
262 candidate's personal food, lodging, travel, and payment of any fee necessary to the  
263 filing for public office, if such expense is not reimbursed to the candidate from  
264 any source;

265 [(17)] **(18)** "Exploratory committees", a committee which shall be  
266 **[formed] controlled or directed** by an individual to receive contributions and  
267 make expenditures on behalf of this individual in determining whether or not the  
268 individual seeks elective office.

269 Such committee shall terminate no later than December thirty-first of the year  
270 prior to the general election for the possible office;

271 [(18)] **(19)** "Fund-raising event", an event such as a dinner, luncheon,  
272 reception, coffee, testimonial, rally, auction or similar affair through which  
273 contributions are solicited or received by such means as the purchase of tickets,  
274 payment of attendance fees, donations for prizes or through the purchase of  
275 goods, services or political merchandise;

276 [(19)] **(20)** "In-kind contribution" or "in-kind expenditure", a contribution  
277 or expenditure in a form other than money;

278 **(21) "Issuer", the business organization or financial institution or**  
279 **its duly authorized agent, which issues a credit card;**

280 [(20)] **(22)** "Labor organization", any organization of any kind, or any  
281 agency or employee representation committee or plan, in which employees  
282 participate and which exists for the purpose, in whole or in part, of dealing with  
283 employers concerning grievances, labor disputes, wages, rates of pay, hours of  
284 employment, or conditions of work;

285 [(21)] **(23)** "Loan", a transfer of money, property or anything of  
286 ascertainable monetary value in exchange for an obligation, conditional or not,  
287 to repay in whole or in part and which was contracted, used, or intended for use  
288 in an election campaign, or which was made or received by a committee or which  
289 was contracted, used, or intended to pay previously incurred campaign debts or  
290 obligations of a candidate or the debts or obligations of a committee;

291 [(22)] **(24)** "Person", an individual, group of individuals, corporation,  
292 partnership, committee, proprietorship, joint venture, any department, agency,  
293 board, institution or other entity of the state or any of its political subdivisions,  
294 union, labor organization, trade or professional or business association,  
295 association, political party or any executive committee thereof, or any other club  
296 or organization however constituted or any officer or employee of such entity  
297 acting in the person's official capacity;

298 [(23)] **(25)** "Political merchandise", goods such as bumper stickers, pins,  
299 hats, ties, jewelry, literature, or other items sold or distributed at a fund-raising  
300 event or to the general public for publicity or for the purpose of raising funds to  
301 be used in supporting or opposing a candidate for nomination or election or in  
302 supporting or opposing the qualification, passage or defeat of a ballot measure;

303 [(24)] **(26)** "Political party", a political party which has the right under  
304 law to have the names of its candidates listed on the ballot in a general election;

305 [(25)] **(27)** "Political party committee", a state, district, county, city, or  
306 area committee of a political party, as defined in section 115.603, which may be  
307 organized as a not-for-profit corporation under Missouri law, and which  
308 committee is of continuing existence, and has the primary or incidental purpose  
309 of receiving contributions and making expenditures to influence or attempt to  
310 influence the action of voters on behalf of the political party;

311 [(26)] **(28)** "Public office" or "office", any state, judicial, county,  
312 municipal, school or other district, ward, township, or other political subdivision  
313 office or any political party office which is filled by a vote of registered voters;

314 [(27)] **(29)** "Regular session", includes that period beginning on the first  
315 Wednesday after the first Monday in January and ending following the first  
316 Friday after the second Monday in May;

317 [(28)] **(30)** "Write-in candidate", an individual whose name is not printed  
318 on the ballot but who otherwise meets the definition of candidate in subdivision  
319 (3) of this section.

130.016. 1. No candidate for statewide elected office, general assembly,  
2 or municipal office in a city with a population of more than one hundred thousand  
3 shall be required to comply with the requirements to file a statement of  
4 organization or disclosure reports of contributions and expenditures for any  
5 **primary or general** election in which neither the aggregate of contributions  
6 received nor the aggregate of expenditures made on behalf of such candidate  
7 exceeds five hundred dollars and no single contributor, other than the candidate,

8 has contributed more than three hundred twenty-five dollars, provided that:

9 (1) The candidate files a sworn exemption statement with the appropriate  
10 officer that the candidate does not intend to either receive contributions or make  
11 expenditures in the aggregate of more than five hundred dollars or receive  
12 contributions from any single contributor, other than the candidate, that  
13 aggregate more than three hundred twenty-five dollars, and that the total of all  
14 contributions received or expenditures made by the candidate and all committees  
15 or any other person with the candidate's knowledge and consent in support of the  
16 candidacy will not exceed five hundred dollars [and that the aggregate of  
17 contributions received from any single contributor will not exceed the amount of  
18 the limitation on contributions to elect an individual to the office of state  
19 representative as calculated in subsection 2 of section 130.032]. Such exemption  
20 statement shall be filed no later than the date set forth in section 130.046 on  
21 which a disclosure report would otherwise be required if the candidate does not  
22 file the exemption statement. The exemption statement shall be filed on a form  
23 furnished to each appropriate officer by the executive director of the Missouri  
24 ethics commission. Each appropriate officer shall make the exemption statement  
25 available to candidates and shall direct each candidate's attention to the  
26 exemption statement and explain its purpose to the candidate; and

27 (2) The sworn exemption statement includes a statement that the  
28 candidate understands that records of contributions and expenditures must be  
29 maintained from the time the candidate first receives contributions or makes  
30 expenditures and that an exemption from filing a statement of organization or  
31 disclosure reports does not exempt the candidate from other provisions of this  
32 chapter. [Each candidate described in this subsection who files a statement of  
33 exemption shall file a statement of limited activity for each reporting period  
34 described in section 130.046.]

35 2. Any candidate who has filed an exemption statement as provided in  
36 subsection 1 of this section shall not accept any contribution or make any  
37 expenditure in support of the person's candidacy, either directly or indirectly or  
38 by or through any committee or any other person acting with the candidate's  
39 knowledge and consent, which would cause such contributions or expenditures to  
40 exceed the limits specified in subdivision (1) of subsection 1 of this section unless  
41 the candidate later rejects the exemption pursuant to subsection 3 of this  
42 section. Any contribution received in excess of such limits shall be returned to  
43 the donor or transmitted to the state treasurer to escheat to the state.

44           3. If, after filing the exemption statement provided for in this section, the  
45 candidate subsequently determines the candidate wishes to exceed any of the  
46 limits in subdivision (1) of subsection 1 of this section, the candidate shall file a  
47 notice of rejection of the exemption with the appropriate officer; however, such  
48 rejection shall not be filed later than thirty days before election. A notice of  
49 rejection of exemption shall be accompanied by a statement of organization as  
50 required by section 130.021 and any other statements and reports which would  
51 have been required if the candidate had not filed an exemption statement.

52           4. A primary election and the immediately succeeding general election are  
53 separate elections, and restrictions on contributions and expenditures set forth  
54 in subsection 2 of this section shall apply to each election; however, if a successful  
55 primary candidate has correctly filed an exemption statement prior to the  
56 primary election and has not filed a notice of rejection prior to the date on which  
57 the first disclosure report applicable to the succeeding general election is required  
58 to be filed, the candidate shall not be required to file an exemption statement for  
59 that general election if the limitations set forth in subsection 1 of this section  
60 apply to the succeeding general election.

61           5. A candidate who has an existing candidate committee [formed] for a  
62 prior election for which all statements and reports required by this chapter have  
63 been properly filed shall be eligible to file the exemption statement as provided  
64 in subsection 1 of this section and shall not be required to file the disclosure  
65 reports pertaining to the election for which the candidate is eligible to file the  
66 exemption statement if the candidate and the treasurer or deputy treasurer of  
67 such existing candidate committee continue to comply with the requirements,  
68 limitations and restrictions set forth in subsections 1, 2, 3 and 4 of this  
69 section. The exemption permitted by this subsection does not exempt a candidate  
70 or the treasurer of the candidate's existing candidate committee from complying  
71 with the requirements of [subsections 6 and] **subsection 7** of section 130.046  
72 applicable to a prior election.

73           6. No candidate for supreme court, circuit court, or associate circuit court,  
74 or candidate for political party office, or for county office or municipal office in a  
75 city of one hundred thousand or less, or for any special purpose district office  
76 shall be required to file an exemption statement pursuant to this section in order  
77 to be exempted from [forming a committee and] **complying with the**  
78 **requirements to file a statement of organization and** filing disclosure  
79 reports required of committees pursuant to this chapter if the aggregate of

80 contributions received or expenditures made by the candidate and any other  
81 person with the candidate's knowledge and consent in support of the person's  
82 candidacy does not exceed one thousand dollars and the aggregate of  
83 contributions from any single contributor does not exceed three hundred  
84 twenty-five dollars. No candidate for any office listed in this subsection shall be  
85 excused from complying with the provisions of any section of this chapter, other  
86 than the filing of an exemption statement under the conditions specified in this  
87 subsection.

88         7. If any candidate for an office listed in subsection 6 of this section  
89 exceeds the limits specified in subsection 6 of this section, the candidate shall  
90 **[form a committee] comply with the requirements to file a statement of**  
91 **organization and filing disclosure reports required of committees** no  
92 later than thirty days prior to the election for which the contributions were  
93 received or expended which shall comply with all provisions of this chapter for  
94 committees.

95         8. No member of or candidate for the general assembly shall form a  
96 candidate committee for the office of speaker of the house of representatives or  
97 president pro tem of the senate.

          [130.021. 1. Every committee shall have a treasurer who,  
2         except as provided in subsection 10 of this section, shall be a  
3         resident of this state. A committee may also have a deputy  
4         treasurer who, except as provided in subsection 10 of this section,  
5         shall be a resident of this state and serve in the capacity of  
6         committee treasurer in the event the committee treasurer is unable  
7         for any reason to perform the treasurer's duties.

8         2. Every candidate for offices listed in subsection 1 of  
9         section 130.016 who has not filed a statement of exemption  
10        pursuant to that subsection and every candidate for offices listed  
11        in subsection 6 of section 130.016 who is not excluded from filing  
12        a statement of organization and disclosure reports pursuant to  
13        subsection 6 of section 130.016 shall form a candidate committee  
14        and appoint a treasurer. Thereafter, all contributions on hand and  
15        all further contributions received by such candidate and any of the  
16        candidate's own funds to be used in support of the person's  
17        candidacy shall be deposited in a candidate committee depository  
18        account established pursuant to the provisions of subsection 4 of

19 this section, and all expenditures shall be made through the  
20 candidate, treasurer or deputy treasurer of the person's candidate  
21 committee. Nothing in this chapter shall prevent a candidate from  
22 appointing himself or herself as a committee of one and serving as  
23 the person's own treasurer, maintaining the candidate's own  
24 records and filing all the reports and statements required to be  
25 filed by the treasurer of a candidate committee.

26 3. A candidate who has more than one candidate committee  
27 supporting the person's candidacy shall designate one of those  
28 candidate committees as the committee responsible for  
29 consolidating the aggregate contributions to all such committees  
30 under the candidate's control and direction as required by section  
31 130.041. No person shall form a new committee or serve as a  
32 deputy treasurer of any committee as defined in section 130.011  
33 until the person or the treasurer of any committee previously  
34 formed by the person or where the person served as treasurer or  
35 deputy treasurer has filed all required campaign disclosure reports  
36 and statements of limited activity for all prior elections and paid  
37 outstanding previously imposed fees assessed against that person  
38 by the ethics commission.

39 4. (1) Every committee shall have a single official fund  
40 depository within this state which shall be a federally or  
41 state-chartered bank, a federally or state-chartered savings and  
42 loan association, or a federally or state-chartered credit union in  
43 which the committee shall open and thereafter maintain at least  
44 one official depository account in its own name. An "official  
45 depository account" shall be a checking account or some type of  
46 negotiable draft or negotiable order of withdrawal account, and the  
47 official fund depository shall, regarding an official depository  
48 account, be a type of financial institution which provides a record  
49 of deposits, cancelled checks or other cancelled instruments of  
50 withdrawal evidencing each transaction by maintaining copies  
51 within this state of such instruments and other transactions. All  
52 contributions which the committee receives in money, checks and  
53 other negotiable instruments shall be deposited in a committee's  
54 official depository account. Contributions shall not be accepted and

55 expenditures shall not be made by a committee except by or  
56 through an official depository account and the committee treasurer,  
57 deputy treasurer or candidate. Contributions received by a  
58 committee shall not be commingled with any funds of an agent of  
59 the committee, a candidate or any other person, except that  
60 contributions from a candidate of the candidate's own funds to the  
61 person's candidate committee shall be deposited to an official  
62 depository account of the person's candidate committee. No  
63 expenditure shall be made by a committee when the office of  
64 committee treasurer is vacant except that when the office of a  
65 candidate committee treasurer is vacant, the candidate shall be the  
66 treasurer until the candidate appoints a new treasurer.

67 (2) A committee treasurer, deputy treasurer or candidate  
68 may withdraw funds from a committee's official depository account  
69 and deposit such funds in one or more savings accounts in the  
70 committee's name in any bank, savings and loan association or  
71 credit union within this state, and may also withdraw funds from  
72 an official depository account for investment in the committee's  
73 name in any certificate of deposit, bond or security. Proceeds from  
74 interest or dividends from a savings account or other investment  
75 or proceeds from withdrawals from a savings account or from the  
76 sale of an investment shall not be expended or reinvested, except  
77 in the case of renewals of certificates of deposit, without first  
78 redepositing such proceeds in an official depository  
79 account. Investments, other than savings accounts, held outside  
80 the committee's official depository account at any time during a  
81 reporting period shall be disclosed by description, amount, any  
82 identifying numbers and the name and address of any institution  
83 or person in which or through which it is held in an attachment to  
84 disclosure reports the committee is required to file.

85 Proceeds from an investment such as interest or dividends or  
86 proceeds from its sale, shall be reported by date and amount. In  
87 the case of the sale of an investment, the names and addresses of  
88 the persons involved in the transaction shall also be stated. Funds  
89 held in savings accounts and investments, including interest  
90 earned, shall be included in the report of money on hand as

91 required by section 130.041.

92 5. The treasurer or deputy treasurer acting on behalf of any  
93 person or organization or group of persons which is a committee by  
94 virtue of the definitions of committee in section 130.011 and any  
95 candidate who is not excluded from forming a committee in  
96 accordance with the provisions of section 130.016 shall file a  
97 statement of organization with the appropriate officer within  
98 twenty days after the person or organization becomes a committee  
99 but no later than the date for filing the first report required  
100 pursuant to the provisions of section 130.046. The statement of  
101 organization shall contain the following information:

102 (1) The name, mailing address and telephone number, if  
103 any, of the committee filing the statement of organization. If the  
104 committee is deemed to be affiliated with a connected organization  
105 as provided in subdivision (10) of section 130.011, the name of the  
106 connected organization, or a legally registered fictitious name  
107 which reasonably identifies the connected organization, shall  
108 appear in the name of the committee. If the committee is a  
109 candidate committee, the name of the candidate shall be a part of  
110 the committee's name;

111 (2) The name, mailing address and telephone number of the  
112 candidate;

113 (3) The name, mailing address and telephone number of the  
114 committee treasurer, and the name, mailing address and telephone  
115 number of its deputy treasurer if the committee has named a  
116 deputy treasurer;

117 (4) The names, mailing addresses and titles of its officers,  
118 if any;

119 (5) The name and mailing address of any connected  
120 organizations with which the committee is affiliated;

121 (6) The name and mailing address of its depository, and the  
122 name and account number of each account the committee has in  
123 the depository. The account number of each account shall be  
124 redacted prior to disclosing the statement to the public;

125 (7) Identification of the major nature of the committee such  
126 as a candidate committee, campaign committee, political action

127 committee, political party committee, incumbent committee, or any  
128 other committee according to the definition of committee in section  
129 130.011;

130 (8) In the case of the candidate committee designated in  
131 subsection 3 of this section, the full name and address of each other  
132 candidate committee which is under the control and direction of the  
133 same candidate, together with the name, address and telephone  
134 number of the treasurer of each such other committee;

135 (9) The name and office sought of each candidate supported  
136 or opposed by the committee;

137 (10) The ballot measure concerned, if any, and whether the  
138 committee is in favor of or opposed to such measure.

139 6. A committee may omit the information required in  
140 subdivisions (9) and (10) of subsection 5 of this section if, on the  
141 date on which it is required to file a statement of organization, the  
142 committee has not yet determined the particular candidates or  
143 particular ballot measures it will support or oppose.

144 7. A committee which has filed a statement of organization  
145 and has not terminated shall not be required to file another  
146 statement of organization, except that when there is a change in  
147 any of the information previously reported as required by  
148 subdivisions (1) to (8) of subsection 5 of this section an amended  
149 statement of organization shall be filed within twenty days after  
150 the change occurs, but no later than the date of the filing of the  
151 next report required to be filed by that committee by section  
152 130.046.

153 8. Upon termination of a committee, a termination  
154 statement indicating dissolution shall be filed not later than ten  
155 days after the date of dissolution with the appropriate officer or  
156 officers with whom the committee's statement of organization was  
157 filed. The termination statement shall include:

158 the distribution made of any remaining surplus funds and the  
159 disposition of any deficits; and the name, mailing address and  
160 telephone number of the individual responsible for preserving the  
161 committee's records and accounts as required in section 130.036.

162 9. Any statement required by this section shall be signed

163 and attested by the committee treasurer or deputy treasurer, and  
164 by the candidate in the case of a candidate committee.

165 10. A committee domiciled outside this state shall be  
166 required to file a statement of organization and appoint a treasurer  
167 residing in this state and open an account in a depository within  
168 this state; provided that either of the following conditions prevails:

169 (1) The aggregate of all contributions received from persons  
170 domiciled in this state exceeds twenty percent in total dollar  
171 amount of all funds received by the committee in the preceding  
172 twelve months; or

173 (2) The aggregate of all contributions and expenditures  
174 made to support or oppose candidates and ballot measures in this  
175 state exceeds one thousand five hundred dollars in the current  
176 calendar year.

177 11. If a committee domiciled in this state receives a  
178 contribution of one thousand five hundred dollars or more from any  
179 committee domiciled outside of this state, the committee domiciled  
180 in this state shall file a disclosure report with the commission. The  
181 report shall disclose the full name, mailing address, telephone  
182 numbers and domicile of the contributing committee and the date  
183 and amount of the contribution. The report shall be filed within  
184 forty-eight hours of the receipt of such contribution if the  
185 contribution is received after the last reporting date before the  
186 election.]

130.021. 1. Every committee shall have a treasurer who, except as  
2 provided in subsection 10 of this section, shall be a resident of this state [and  
3 reside in the district or county in which the committee sits]. A committee may  
4 also have a deputy treasurer who, except as provided in subsection 10 of this  
5 section, shall be a resident of this state and [reside in the district or county in  
6 which the committee sits, to] serve in the capacity of committee treasurer in the  
7 event the committee treasurer is unable for any reason to perform the treasurer's  
8 duties.

9 2. Every candidate for offices listed in subsection 1 of section 130.016 who  
10 has not filed a statement of exemption pursuant to that subsection and every  
11 candidate for offices listed in subsection 6 of section 130.016 who is not excluded  
12 from filing a statement of organization and disclosure reports pursuant to

13 subsection 6 of section 130.016 shall [form] **file a statement of organization**  
14 **for** a candidate committee and appoint a treasurer. Thereafter, all contributions  
15 on hand and all further contributions received by such candidate and any of the  
16 candidate's own funds to be used in support of the person's candidacy shall be  
17 deposited in a candidate committee depository account established pursuant to  
18 the provisions of subsection 4 of this section, and all expenditures shall be made  
19 through the candidate, treasurer or deputy treasurer of the person's candidate  
20 committee. Nothing in this chapter shall prevent a candidate from appointing  
21 himself or herself as a committee of one and serving as the person's own  
22 treasurer, maintaining the candidate's own records and filing all the reports and  
23 statements required to be filed by the treasurer of a candidate committee.

24 3. [A candidate who has more than one candidate committee supporting  
25 the person's candidacy shall designate one of those candidate committees as the  
26 committee responsible for consolidating the aggregate contributions to all such  
27 committees under the candidate's control and direction as required by section  
28 130.041.] **No person who has previously filed a statement of committee**  
29 **organization or served as a treasurer or deputy treasurer of any**  
30 **committee shall file a statement of committee organization for a new**  
31 **committee or serve as a treasurer or deputy treasurer of any committee**  
32 **until such person or the treasurer of the former committee has filed all**  
33 **required campaign disclosure reports and statements of limited activity**  
34 **for all prior elections and paid outstanding previously imposed fees**  
35 **assessed against that person by the ethics commission.**

36 4. (1) Every committee shall have a single official fund depository within  
37 this state which shall be a federally or state-chartered bank, a federally or  
38 state-chartered savings and loan association, or a federally or state-chartered  
39 credit union in which the committee shall open and thereafter maintain at least  
40 one official depository account in its own name. An "official depository account"  
41 shall be a checking account or some type of negotiable draft or negotiable order  
42 of withdrawal account, and the official fund depository shall, regarding an official  
43 depository account, be a type of financial institution which provides a record of  
44 deposits, cancelled checks or other cancelled instruments of withdrawal  
45 evidencing each transaction by maintaining copies within this state of such  
46 instruments and other transactions. All contributions which the committee  
47 receives in money, checks and other negotiable instruments shall be deposited in  
48 a committee's official depository account. Contributions shall not be accepted and

49 expenditures shall not be made by a committee except by or through an official  
50 depository account and the committee treasurer, deputy treasurer or candidate.  
51 **A committee may make expenditures by electronic means in the name**  
52 **of the committee and authorized by the treasurer, deputy treasurer or**  
53 **candidate provided that all expenditures made by the committee**  
54 **through such means shall be paid through the official depository**  
55 **account.** Contributions received by a committee shall not be commingled with  
56 any funds of an agent of the committee, a candidate or any other person, except  
57 that contributions from a candidate of the candidate's own funds to the person's  
58 candidate committee shall be deposited to an official depository account of the  
59 person's candidate committee. No expenditure shall be made by a committee  
60 when the office of committee treasurer is vacant except that when the office of a  
61 candidate committee treasurer is vacant, the candidate shall be the treasurer  
62 until the candidate appoints a new treasurer.

63         (2) A committee treasurer, deputy treasurer or candidate may withdraw  
64 funds from a committee's official depository account and deposit such funds in one  
65 or more savings accounts in the committee's name in any bank, savings and loan  
66 association or credit union within this state, and may also withdraw funds from  
67 an official depository account for investment in the committee's name in any  
68 certificate of deposit, bond or security. Proceeds from interest or dividends from  
69 a savings account or other investment or proceeds from withdrawals from a  
70 savings account or from the sale of an investment shall not be expended or  
71 reinvested, except in the case of renewals of certificates of deposit, without first  
72 redepositing such proceeds in an official depository account. Investments, other  
73 than savings accounts, held outside the committee's official depository account at  
74 any time during a reporting period shall be disclosed by description, amount, any  
75 identifying numbers and the name and address of any institution or person in  
76 which or through which it is held in an attachment to disclosure reports the  
77 committee is required to file. Proceeds from an investment such as interest or  
78 dividends or proceeds from its sale, shall be reported by date and amount. In the  
79 case of the sale of an investment, the names and addresses of the persons  
80 involved in the transaction shall also be stated. Funds held in savings accounts  
81 and investments, including interest earned, shall be included in the report of  
82 money on hand as required by section 130.041.

83         5. The treasurer or deputy treasurer acting on behalf of any person or  
84 organization or group of persons which is a **candidate, campaign, or**

85 **continuing** committee [by virtue of the definitions of committee] **as defined** in  
86 section 130.011 and any candidate who is not [excluded from forming a  
87 committee] **exempt** in accordance with the provisions of section 130.016 shall file  
88 a statement of organization with the appropriate officer within twenty days after  
89 the person or organization becomes a committee but no later than [the date for  
90 filing the first report required pursuant to the provisions of section 130.046]  
91 **thirty days prior to the election for which the committee receives**  
92 **contributions or makes expenditures in the case of campaign and**  
93 **candidate committees and sixty days prior to the election for which the**  
94 **committee receives contributions or expenditures in the case of**  
95 **continuing committees.** The statement of organization shall contain the  
96 following information:

97 (1) The name, mailing address and telephone number, if any, of the  
98 committee filing the statement of organization. If the committee is deemed to be  
99 affiliated with a connected organization as provided in subdivision (11) of section  
100 130.011, the name of the connected organization, or a legally registered fictitious  
101 name which reasonably identifies the connected organization, shall appear in the  
102 name of the committee. If the committee is a candidate committee, the name of  
103 the candidate shall be a part of the committee's name;

104 (2) The name, mailing address and telephone number of the candidate;

105 (3) The name, mailing address and telephone number of the committee  
106 treasurer, and the name, mailing address and telephone number of its deputy  
107 treasurer if the committee has named a deputy treasurer;

108 (4) The names, mailing addresses and titles of its officers, if any;

109 (5) The name and mailing address of any connected organizations with  
110 which the committee is affiliated;

111 (6) The name and mailing address of its depository, [and] the name and  
112 account number of each account the committee has in the depository, **and**  
113 **account number and issuer of any credit card in the committee's**  
114 **name.** The account number of each account shall be redacted prior to disclosing  
115 the statement to the public;

116 (7) Identification of the major nature of the committee such as a candidate  
117 committee, campaign committee, continuing committee, political party committee,  
118 incumbent committee, or any other committee according to the definition of  
119 committee in section 130.011;

120 (8) In the case of the candidate committee designated in subsection 3 of

121 this section, the full name and address of each other candidate committee which  
122 is under the control and direction of the same candidate, together with the name,  
123 address and telephone number of the treasurer of each such other committee;

124 (9) The name and office sought of each candidate supported or opposed by  
125 the committee;

126 (10) The ballot measure concerned, if any, and whether the committee is  
127 in favor of or opposed to such measure.

128 6. A committee may omit the information required in subdivisions (9) and  
129 (10) of subsection 5 of this section if, on the date on which it is required to file a  
130 statement of organization, the committee has not yet determined the particular  
131 candidates or particular ballot measures it will support or oppose.

132 7. A committee which has filed a statement of organization and has not  
133 terminated shall not be required to file another statement of organization, except  
134 that when there is a change in any of the information previously reported as  
135 required by subdivisions (1) to (8) of subsection 5 of this section an amended  
136 statement of organization shall be filed within twenty days after the change  
137 occurs, but no later than the date of the filing of the next report required to be  
138 filed by that committee by section 130.046.

139 8. Upon termination of a committee, a termination statement indicating  
140 dissolution shall be filed not later than ten days after the date of dissolution with  
141 the appropriate officer or officers with whom the committee's statement of  
142 organization was filed. The termination statement shall include: the distribution  
143 made of any remaining surplus funds and the disposition of any deficits; and the  
144 name, mailing address and telephone number of the individual responsible for  
145 preserving the committee's records and accounts as required in section 130.036.

146 9. Any statement required by this section shall be signed and attested by  
147 the committee treasurer or deputy treasurer, and by the candidate in the case of  
148 a candidate committee.

149 10. A committee domiciled outside this state shall be required to file a  
150 statement of organization and appoint a treasurer residing in this state and open  
151 an account in a depository within this state; provided that either of the following  
152 conditions prevails:

153 (1) The aggregate of all contributions received from persons domiciled in  
154 this state exceeds twenty percent in total dollar amount of all funds received by  
155 the committee in the preceding twelve months; or

156 (2) The aggregate of all contributions and expenditures made to support

157 or oppose candidates and ballot measures in this state exceeds one thousand five  
158 hundred dollars in the current calendar year.

159         11. If a committee domiciled in this state receives a contribution of one  
160 thousand five hundred dollars or more from any committee domiciled outside of  
161 this state, the committee domiciled in this state shall file a disclosure report with  
162 the commission. The report shall disclose the full name, mailing address,  
163 telephone numbers and domicile of the contributing committee and the date and  
164 amount of the contribution. The report shall be filed within forty-eight hours of  
165 the receipt of such contribution if the contribution is received after the last  
166 reporting date before the election.

167         12. Each legislative and senatorial district committee shall retain only one  
168 address in the district it sits for the purpose of receiving contributions.

          [130.026. 1. For the purpose of this section, the term  
2         "election authority" or "local election authority" means the county  
3         clerk, except that in a city or county having a board of election  
4         commissioners the board of election commissioners shall be the  
5         election authority. For any political subdivision or other district  
6         which is situated within the jurisdiction of more than one election  
7         authority, as defined herein, the election authority is the one in  
8         whose jurisdiction the candidate resides or, in the case of ballot  
9         measures, the one in whose jurisdiction the most populous portion  
10        of the political subdivision or district for which an election is held  
11        is situated, except that a county clerk or a county board of election  
12        commissioners shall be the election authority for all candidates for  
13        elective county offices other than county clerk and for any  
14        countywide ballot measures.

15         2. The appropriate officer or officers for candidates and  
16        ballot measures shall be as follows:

17                 (1) In the case of candidates for the offices of governor,  
18        lieutenant governor, secretary of state, state treasurer, state  
19        auditor, attorney general, judges of the supreme court and  
20        appellate court judges, the appropriate officer shall be the Missouri  
21        ethics commission;

22                 (2) Notwithstanding the provisions of subsection 1 of this  
23        section, in the case of candidates for the offices of state senator,  
24        state representative, county clerk, and associate circuit court

25 judges and circuit court judges, the appropriate officers shall be the  
26 Missouri ethics commission and the election authority for the place  
27 of residence of the candidate;

28 (3) In the case of candidates for elective municipal offices  
29 in municipalities of more than one hundred thousand inhabitants  
30 and elective county offices in counties of more than one hundred  
31 thousand inhabitants, the appropriate officers shall be the Missouri  
32 ethics commission and the election authority of the municipality or  
33 county in which the candidate seeks office;

34 (4) In the case of all other offices, the appropriate officer  
35 shall be the election authority of the district or political subdivision  
36 for which the candidate seeks office;

37 (5) In the case of ballot measures, the appropriate officer or  
38 officers shall be:

39 (a) The Missouri ethics commission for a statewide  
40 measure;

41 (b) The local election authority for any political subdivision  
42 or district as determined by the provisions of subsection 1 of this  
43 section for any measure, other than a statewide measure, to be  
44 voted on in that political subdivision or district.

45 3. The appropriate officer or officers for candidate  
46 committees and campaign committees shall be the same as  
47 designated in subsection 2 of this section for the candidates or  
48 ballot measures supported or opposed as indicated in the statement  
49 of organization required to be filed by any such committee.

50 4. The appropriate officer for political party committees  
51 shall be as follows:

52 (1) In the case of state party committees, the appropriate  
53 officer shall be the Missouri ethics commission;

54 (2) In the case of any district, county or city political party  
55 committee, the appropriate officer shall be the Missouri ethics  
56 commission and the election authority for that district, county or  
57 city.

58 5. The appropriate officers for a political action committee  
59 and for any other committee not named in subsections 3, 4 and 5  
60 of this section shall be as follows:

61 (1) The Missouri ethics commission and the election  
62 authority for the county in which the committee is domiciled; and

63 (2) If the committee makes or anticipates making  
64 expenditures other than direct contributions which aggregate more  
65 than five hundred dollars to support or oppose one or more  
66 candidates or ballot measures in the same political subdivision or  
67 district for which the appropriate officer is an election authority  
68 other than the one for the county in which the committee is  
69 domiciled, the appropriate officers for that committee shall include  
70 such other election authority or authorities, except that committees  
71 covered by this subsection need not file statements required by  
72 section 130.021 and reports required by subsections 6, 7 and 8 of  
73 section 130.046 with any appropriate officer other than those set  
74 forth in subdivision (1) of this subsection.

75 6. The term "domicile" or "domiciled" means the address of  
76 the committee listed on the statement of organization required to  
77 be filed by that committee in accordance with the provisions of  
78 section 130.021.]

130.026. 1. For the purpose of this section, the term "election authority"  
2 or "local election authority" means the county clerk, except that in a city or  
3 county having a board of election commissioners the board of election  
4 commissioners shall be the election authority. For any political subdivision or  
5 other district which is situated within the jurisdiction of more than one election  
6 authority, as defined herein, the election authority is the one in whose  
7 jurisdiction the candidate resides or, in the case of ballot measures, the one in  
8 whose jurisdiction the most populous portion of the political subdivision or  
9 district for which an election is held is situated, except that a county clerk or a  
10 county board of election commissioners shall be the election authority for all  
11 candidates for elective county offices other than county clerk and for any  
12 countywide ballot measures.

13 2. The appropriate officer or officers for candidates and ballot measures  
14 shall be as follows:

15 (1) In the case of candidates for the offices of governor, lieutenant  
16 governor, secretary of state, state treasurer, state auditor, attorney general,  
17 judges of the supreme court and appellate court judges, **state senator, state**  
18 **representative, county clerk, and associate circuit court judges and**

19 **circuit court judges**, the appropriate officer shall be the Missouri ethics  
20 commission;

21 (2) [Notwithstanding the provisions of subsection 1 of this section, in the  
22 case of candidates for the offices of state senator, state representative, county  
23 clerk, and associate circuit court judges and circuit court judges, the appropriate  
24 officers shall be the Missouri ethics commission and the election authority for the  
25 place of residence of the candidate;

26 (3) In the case of candidates for elective municipal offices in  
27 municipalities of more than one hundred thousand inhabitants and elective  
28 county offices in counties of more than one hundred thousand inhabitants, the  
29 appropriate officers shall be the Missouri ethics commission [and the election  
30 authority of the municipality or county in which the candidate seeks office];

31 [(4)] (3) In the case of all other offices, the appropriate officer shall be  
32 the election authority of the district or political subdivision for which the  
33 candidate seeks office;

34 [(5)] (4) In the case of ballot measures, the appropriate officer or officers  
35 shall be:

36 (a) The Missouri ethics commission for a statewide measure;

37 (b) The local election authority for any political subdivision or district as  
38 determined by the provisions of subsection 1 of this section for any measure,  
39 other than a statewide measure, to be voted on in that political subdivision or  
40 district.

41 3. The appropriate officer or officers for candidate committees and  
42 campaign committees shall be the [same as designated in subsection 2 of this  
43 section] **Missouri ethics commission** for the candidates or ballot measures  
44 supported or opposed as indicated in the statement of organization required to be  
45 filed by any such committee.

46 4. The appropriate officer for political party committees, **continuing**  
47 **committees, and any other committee not named in subsections 2 and**  
48 **3 of this section** shall be [as follows:

49 (1) In the case of state party committees, the appropriate officer shall be  
50 the Missouri ethics commission;

51 (2) In the case of any district, county or city political party committee, the  
52 appropriate officer shall be the Missouri ethics commission and the election  
53 authority for that district, county or city] **the Missouri ethics commission.**

54 [5. The appropriate officers for a political action committee and for any

55 other committee not named in subsections 3, 4 and 5 of this section shall be as  
56 follows:

57 (1) The Missouri ethics commission and the election authority for the  
58 county in which the committee is domiciled; and

59 (2) If the committee makes or anticipates making expenditures other than  
60 direct contributions which aggregate more than five hundred dollars to support  
61 or oppose one or more candidates or ballot measures in the same political  
62 subdivision or district for which the appropriate officer is an election authority  
63 other than the one for the county in which the committee is domiciled, the  
64 appropriate officers for that committee shall include such other election authority  
65 or authorities, except that committees covered by this subsection need not file  
66 statements required by section 130.021 and reports required by subsections 6, 7  
67 and 8 of section 130.046 with any appropriate officer other than those set forth  
68 in subdivision (1) of this subsection.

69 6. The term "domicile" or "domiciled" means the address of the committee  
70 listed on the statement of organization required to be filed by that committee in  
71 accordance with the provisions of section 130.021.]

2 [130.031. 1. No contribution of cash in an amount of more  
3 than one hundred dollars shall be made by or accepted from any  
4 single contributor for any election by a political action committee,  
5 a campaign committee, a political party committee, an exploratory  
6 committee or a candidate committee.

7 2. Except for expenditures from a petty cash fund which is  
8 established and maintained by withdrawals of funds from the  
9 committee's depository account and with records maintained  
10 pursuant to the record-keeping requirements of section 130.036 to  
11 account for expenditures made from petty cash, each expenditure  
12 of more than fifty dollars, except an in-kind expenditure, shall be  
13 made by check drawn on the committee's depository and signed by  
14 the committee treasurer, deputy treasurer or candidate. A single  
15 expenditure from a petty cash fund shall not exceed fifty dollars,  
16 and the aggregate of all expenditures from a petty cash fund during  
17 a calendar year shall not exceed the lesser of five thousand dollars  
18 or ten percent of all expenditures made by the committee during  
19 that calendar year. A check made payable to "cash" shall not be  
made except to replenish a petty cash fund.

20           3. No contribution shall be made or accepted and no  
21 expenditure shall be made or incurred, directly or indirectly, in a  
22 fictitious name, in the name of another person, or by or through  
23 another person in such a manner as to conceal the identity of the  
24 actual source of the contribution or the actual recipient and  
25 purpose of the expenditure. Any person who receives contributions  
26 for a committee shall disclose to that committee's treasurer, deputy  
27 treasurer or candidate the recipient's own name and address and  
28 the name and address of the actual source of each contribution  
29 such person has received for that committee. Any person who  
30 makes expenditures for a committee shall disclose to that  
31 committee's treasurer, deputy treasurer or candidate such person's  
32 own name and address, the name and address of each person to  
33 whom an expenditure has been made and the amount and purpose  
34 of the expenditures the person has made for that committee.

35           4. No anonymous contribution of more than twenty-five  
36 dollars shall be made by any person, and no anonymous  
37 contribution of more than twenty-five dollars shall be accepted by  
38 any candidate or committee. If any anonymous contribution of  
39 more than twenty-five dollars is received, it shall be returned  
40 immediately to the contributor, if the contributor's identity can be  
41 ascertained, and if the contributor's identity cannot be ascertained,  
42 the candidate, committee treasurer or deputy treasurer shall  
43 immediately transmit that portion of the contribution which  
44 exceeds twenty-five dollars to the state treasurer and it shall  
45 escheat to the state.

46           5. The maximum aggregate amount of anonymous  
47 contributions which shall be accepted in any calendar year by any  
48 committee shall be the greater of five hundred dollars or one  
49 percent of the aggregate amount of all contributions received by  
50 that committee in the same calendar year. If any anonymous  
51 contribution is received which causes the aggregate total of  
52 anonymous contributions to exceed the foregoing limitation, it shall  
53 be returned immediately to the contributor, if the contributor's  
54 identity can be ascertained, and, if the contributor's identity cannot  
55 be ascertained, the committee treasurer, deputy treasurer or

56 candidate shall immediately transmit the anonymous contribution  
57 to the state treasurer to escheat to the state.

58 6. Notwithstanding the provisions of subsection 5 of this  
59 section, contributions from individuals whose names and addresses  
60 cannot be ascertained which are received from a fund-raising  
61 activity or event, such as defined in section 130.011, shall not be  
62 deemed anonymous contributions, provided the following conditions  
63 are met:

64 (1) There are twenty-five or more contributing participants  
65 in the activity or event;

66 (2) The candidate, committee treasurer, deputy treasurer  
67 or the person responsible for conducting the activity or event  
68 makes an announcement that it is illegal for anyone to make or  
69 receive a contribution in excess of one hundred dollars unless the  
70 contribution is accompanied by the name and address of the  
71 contributor;

72 (3) The person responsible for conducting the activity or  
73 event does not knowingly accept payment from any single person  
74 of more than one hundred dollars unless the name and address of  
75 the person making such payment is obtained and recorded  
76 pursuant to the record-keeping requirements of section 130.036;

77 (4) A statement describing the event shall be prepared by  
78 the candidate or the treasurer of the committee for whom the funds  
79 were raised or by the person responsible for conducting the activity  
80 or event and attached to the disclosure report of contributions and  
81 expenditures required by section 130.041. The following  
82 information to be listed in the statement is in addition to, not in  
83 lieu of, the requirements elsewhere in this chapter relating to the  
84 recording and reporting of contributions and expenditures:

85 (a) The name and mailing address of the person or persons  
86 responsible for conducting the event or activity and the name and  
87 address of the candidate or committee for whom the funds were  
88 raised;

89 (b) The date on which the event occurred;

90 (c) The name and address of the location where the event  
91 occurred and the approximate number of participants in the event;

92 (d) A brief description of the type of event and the  
93 fund-raising methods used;

94 (e) The gross receipts from the event and a listing of the  
95 expenditures incident to the event;

96 (f) The total dollar amount of contributions received from  
97 the event from participants whose names and addresses were not  
98 obtained with such contributions and an explanation of why it was  
99 not possible to obtain the names and addresses of such  
100 participants;

101 (g) The total dollar amount of contributions received from  
102 contributing participants in the event who are identified by name  
103 and address in the records required to be maintained pursuant to  
104 section 130.036.

105 7. No candidate or committee in this state shall accept  
106 contributions from any out-of-state committee unless the  
107 out-of-state committee from whom the contributions are received  
108 has filed a statement of organization pursuant to section 130.021  
109 or has filed the reports required by sections 130.049 and 130.050,  
110 whichever is applicable to that committee.

111 8. Any person publishing, circulating, or distributing any  
112 printed matter relative to any candidate for public office or any  
113 ballot measure shall on the face of the printed matter identify in  
114 a clear and conspicuous manner the person who paid for the  
115 printed matter with the words "Paid for by" followed by the proper  
116 identification of the sponsor pursuant to this section. For the  
117 purposes of this section, "printed matter" shall be defined to  
118 include any pamphlet, circular, handbill, sample ballot,  
119 advertisement, including advertisements in any newspaper or other  
120 periodical, sign, including signs for display on motor vehicles, or  
121 other imprinted or lettered material; but "printed matter" is  
122 defined to exclude materials printed and purchased prior to May  
123 20, 1982, if the candidate or committee can document that delivery  
124 took place prior to May 20, 1982; any sign personally printed and  
125 constructed by an individual without compensation from any other  
126 person and displayed at that individual's place of residence or on  
127 that individual's personal motor vehicle; any items of personal use

128 given away or sold, such as campaign buttons, pins, pens, pencils,  
129 book matches, campaign jewelry, or clothing, which is paid for by  
130 a candidate or committee which supports a candidate or supports  
131 or opposes a ballot measure and which is obvious in its  
132 identification with a specific candidate or committee and is  
133 reported as required by this chapter; and any news story,  
134 commentary, or editorial printed by a regularly published  
135 newspaper or other periodical without charge to a candidate,  
136 committee or any other person.

137 (1) In regard to any printed matter paid for by a candidate  
138 from the candidate's personal funds, it shall be sufficient  
139 identification to print the first and last name by which the  
140 candidate is known.

141 (2) In regard to any printed matter paid for by a committee,  
142 it shall be sufficient identification to print the name of the  
143 committee as required to be registered by subsection 5 of section  
144 130.021 and the name and title of the committee treasurer who was  
145 serving when the printed matter was paid for.

146 (3) In regard to any printed matter paid for by a  
147 corporation or other business entity, labor organization, or any  
148 other organization not defined to be a committee by subdivision (9)  
149 of section 130.011 and not organized especially for influencing one  
150 or more elections, it shall be sufficient identification to print the  
151 name of the entity, the name of the principal officer of the entity,  
152 by whatever title known, and the mailing address of the entity, or  
153 if the entity has no mailing address, the mailing address of the  
154 principal officer.

155 (4) In regard to any printed matter paid for by an  
156 individual or individuals, it shall be sufficient identification to  
157 print the name of the individual or individuals and the respective  
158 mailing address or addresses, except that if more than five  
159 individuals join in paying for printed matter it shall be sufficient  
160 identification to print the words "For a list of other sponsors  
161 contact:" followed by the name and address of one such individual  
162 responsible for causing the matter to be printed, and the individual  
163 identified shall maintain a record of the names and amounts paid

164 by other individuals and shall make such record available for  
165 review upon the request of any person. No person shall accept for  
166 publication or printing nor shall such work be completed until the  
167 printed matter is properly identified as required by this subsection.

168 9. Any broadcast station transmitting any matter relative  
169 to any candidate for public office or ballot measure as defined by  
170 this chapter shall identify the sponsor of such matter as required  
171 by federal law.

172 10. The provisions of subsection 8 or 9 of this section shall  
173 not apply to candidates for elective federal office, provided that  
174 persons causing matter to be printed or broadcast concerning such  
175 candidacies shall comply with the requirements of federal law for  
176 identification of the sponsor or sponsors.

177 11. It shall be a violation of this chapter for any person  
178 required to be identified as paying for printed matter pursuant to  
179 subsection 8 of this section or paying for broadcast matter pursuant  
180 to subsection 9 of this section to refuse to provide the information  
181 required or to purposely provide false, misleading, or incomplete  
182 information.

183 12. It shall be a violation of this chapter for any committee  
184 to offer chances to win prizes or money to persons to encourage  
185 such persons to endorse, send election material by mail, deliver  
186 election material in person or contact persons at their homes;  
187 except that, the provisions of this subsection shall not be construed  
188 to prohibit hiring and paying a campaign staff.

189 13. Political action committees shall only receive  
190 contributions from individuals; unions; federal political action  
191 committees; and corporations, associations, and partnerships  
192 formed under chapters 347 to 360, and shall be prohibited from  
193 receiving contributions from other political action committees,  
194 candidate committees, political party committees, campaign  
195 committees, exploratory committees, or debt service  
196 committees. However, candidate committees, political party  
197 committees, campaign committees, exploratory committees, and  
198 debt service committees shall be allowed to return contributions to  
199 a donor political action committee that is the origin of the

200 contribution.

201 14. The prohibited committee transfers described in  
202 subsection 13 of this section shall not apply to the following  
203 committees:

204 (1) The state house committee per political party designated  
205 by the respective majority or minority floor leader of the house of  
206 representatives or the chair of the state party if the party does not  
207 have majority or minority party status;

208 (2) The state senate committee per political party  
209 designated by the respective majority or minority floor leader of the  
210 senate or the chair of the state party if the party does not have  
211 majority or minority party status.

212 15. No person shall transfer anything of value to any  
213 committee with the intent to conceal, from the ethics commission,  
214 the identity of the actual source. Any violation of this subsection  
215 shall be punishable as follows:

216 (1) For the first violation, the ethics commission shall notify  
217 such person that the transfer to the committee is prohibited under  
218 this section within five days of determining that the transfer is  
219 prohibited, and that such person shall notify the committee to  
220 which the funds were transferred that the funds must be returned  
221 within ten days of such notification;

222 (2) For the second violation, the person transferring the  
223 funds shall be guilty of a class C misdemeanor;

224 (3) For the third and subsequent violations, the person  
225 transferring the funds shall be guilty of a class D felony.

226 16. Beginning January 1, 2011, all committees required to  
227 file campaign financial disclosure reports with the Missouri ethics  
228 commission shall file any required disclosure report in an electronic  
229 format as prescribed by the ethics commission.]

130.031. 1. No contribution of cash in an amount of more than one  
2 hundred dollars shall be made by or accepted from any single contributor for any  
3 election by a continuing committee, a campaign committee, a political party  
4 committee, an exploratory committee or a candidate committee.

5 2. [Except for expenditures from a petty cash fund which is established  
6 and maintained by withdrawals of funds from the committee's depository account

7 and with records maintained pursuant to the record-keeping requirements of  
8 section 130.036 to account for expenditures made from petty cash,] Each  
9 expenditure of more than **[fifty] twenty-five** dollars, except an in-kind  
10 expenditure, shall be made by check drawn on the committee's depository and  
11 signed by the committee treasurer, deputy treasurer or candidate, **or by**  
12 **electronic means in the name of the committee and authorized by the**  
13 **treasurer, deputy treasurer, or candidate drawn on the committee's**  
14 **depository.** A single expenditure [from a petty] **of cash [fund]** shall not exceed  
15 **[fifty] twenty-five** dollars, and the aggregate of all expenditures [from a petty]  
16 **of cash [fund]** during a calendar year shall not exceed the lesser of [five  
17 thousand] **two thousand five hundred** dollars or [ten] **five** percent of all  
18 expenditures made by the committee during that calendar year. [A check made  
19 payable to "cash" shall not be made except to replenish a petty cash fund.]

20 3. No contribution shall be made or accepted and no expenditure shall be  
21 made or incurred, directly or indirectly, in a fictitious name, in the name of  
22 another person, or by or through another person in such a manner as to conceal  
23 the identity of the actual source of the contribution or the actual recipient and  
24 purpose of the expenditure. Any person who receives contributions for a  
25 committee shall disclose to that committee's treasurer, deputy treasurer or  
26 candidate the recipient's own name and address and the name and address of the  
27 actual source of each contribution such person has received for that  
28 committee. Any person who makes expenditures for a committee shall disclose  
29 to that committee's treasurer, deputy treasurer or candidate such person's own  
30 name and address, the name and address of each person to whom an expenditure  
31 has been made and the amount and purpose of the expenditures the person has  
32 made for that committee.

33 4. No anonymous contribution of more than twenty-five dollars shall be  
34 made by any person, and no anonymous contribution of more than twenty-five  
35 dollars shall be accepted by any candidate or committee. If any anonymous  
36 contribution of more than twenty-five dollars is received, it shall be returned  
37 immediately to the contributor, if the contributor's identity can be ascertained,  
38 and if the contributor's identity cannot be ascertained, the candidate, committee  
39 treasurer or deputy treasurer shall immediately transmit that portion of the  
40 contribution which exceeds twenty-five dollars to the state treasurer and it shall  
41 escheat to the state.

42 5. The maximum aggregate amount of anonymous contributions which

43 shall be accepted in any calendar year by any committee shall be the greater of  
44 five hundred dollars or one percent of the aggregate amount of all contributions  
45 received by that committee in the same calendar year. If any anonymous  
46 contribution is received which causes the aggregate total of anonymous  
47 contributions to exceed the foregoing limitation, it shall be returned immediately  
48 to the contributor, if the contributor's identity can be ascertained, and, if the  
49 contributor's identity cannot be ascertained, the committee treasurer, deputy  
50 treasurer or candidate shall immediately transmit the anonymous contribution  
51 to the state treasurer to escheat to the state.

52 6. Notwithstanding the provisions of subsection 5 of this section,  
53 contributions from individuals whose names and addresses cannot be ascertained  
54 which are received from a fund-raising activity or event, such as defined in  
55 section 130.011, shall not be deemed anonymous contributions, provided the  
56 following conditions are met:

57 (1) There are twenty-five or more contributing participants in the activity  
58 or event;

59 (2) The candidate, committee treasurer, deputy treasurer or the person  
60 responsible for conducting the activity or event makes an announcement that it  
61 is illegal for anyone to make or receive a contribution in excess of one hundred  
62 dollars unless the contribution is accompanied by the name and address of the  
63 contributor;

64 (3) The person responsible for conducting the activity or event does not  
65 knowingly accept payment from any single person of more than one hundred  
66 dollars unless the name and address of the person making such payment is  
67 obtained and recorded pursuant to the record-keeping requirements of section  
68 130.036;

69 (4) A statement describing the event shall be prepared by the candidate  
70 or the treasurer of the committee for whom the funds were raised or by the  
71 person responsible for conducting the activity or event and attached to the  
72 disclosure report of contributions and expenditures required by section  
73 130.041. The following information to be listed in the statement is in addition to,  
74 not in lieu of, the requirements elsewhere in this chapter relating to the recording  
75 and reporting of contributions and expenditures:

76 (a) The name and mailing address of the person or persons responsible for  
77 conducting the event or activity and the name and address of the candidate or  
78 committee for whom the funds were raised;

- 79 (b) The date on which the event occurred;
- 80 (c) The name and address of the location where the event occurred and the  
81 approximate number of participants in the event;
- 82 (d) A brief description of the type of event and the fund-raising methods  
83 used;
- 84 (e) The gross receipts from the event and a listing of the expenditures  
85 incident to the event;
- 86 (f) The total dollar amount of contributions received from the event from  
87 participants whose names and addresses were not obtained with such  
88 contributions and an explanation of why it was not possible to obtain the names  
89 and addresses of such participants;
- 90 (g) The total dollar amount of contributions received from contributing  
91 participants in the event who are identified by name and address in the records  
92 required to be maintained pursuant to section 130.036.

93 7. No candidate or committee in this state shall accept contributions from  
94 any out-of-state committee unless the out-of-state committee from whom the  
95 contributions are received has filed a statement of organization pursuant to  
96 section 130.021 or has filed the reports required by [sections 130.049 and]  
97 **section 130.050**[, whichever is applicable to that committee].

98 8. Any person publishing, circulating, [or] distributing, **or paying for**  
99 any printed matter relative to any candidate for public office or any ballot  
100 measure shall on the face of the printed matter identify in a clear and  
101 conspicuous manner the person who paid for the printed matter with the words  
102 "Paid for by" followed by the proper identification of the sponsor pursuant to this  
103 section. For the purposes of this section, "printed matter" shall be defined to  
104 include any pamphlet[.]; circular[.]; handbill[.]; sample ballot[.]; **information**  
105 **appearing on an internet website**; advertisement, including advertisements  
106 in any newspaper or other periodical, **or on the internet**; sign, including signs  
107 for display on motor vehicles[, or]; other imprinted or lettered material; [but] **or**  
108 **any paid electronic communication which shall include, but not be**  
109 **limited to, emails, any information appearing on an internet website or**  
110 **any communication enabled by or within such a site. For the purposes**  
111 **of an electronic communication appearing on the internet, "Paid for by"**  
112 **appearing on the homepage of the sponsor of such communication shall**  
113 **constitute sufficient notice. "Printed matter" [is defined to exclude] shall**  
114 **not include** materials printed and purchased prior to May 20, 1982, if the

115 candidate or committee can document that delivery took place prior to May 20,  
116 1982; any sign personally printed and constructed by an individual without  
117 compensation from any other person and displayed at that individual's place of  
118 residence or on that individual's personal motor vehicle; any items of personal use  
119 given away or sold, such as campaign buttons, pins, pens, pencils, book matches,  
120 campaign jewelry, or clothing, which is paid for by a candidate or committee  
121 which supports a candidate or supports or opposes a ballot measure and which  
122 is obvious in its identification with a specific candidate or committee and is  
123 reported as required by this chapter; and any news story, commentary, or  
124 editorial printed by a regularly published newspaper or other periodical without  
125 charge to a candidate, committee or any other person.

126 (1) In regard to any printed matter paid for by a candidate from the  
127 candidate's personal funds, it shall be sufficient identification to print the first  
128 and last name by which the candidate is known.

129 (2) In regard to any printed matter paid for by a committee, it shall be  
130 sufficient identification to print the name of the committee as required to be  
131 registered by subsection 5 of section 130.021 and the name and title of the  
132 committee treasurer who was serving when the printed matter was paid for.

133 (3) In regard to any printed matter paid for by a corporation or other  
134 business entity, labor organization, or any other organization not defined to be  
135 a committee by subdivision (7) of section 130.011 and not organized especially for  
136 influencing one or more elections, it shall be sufficient identification to print the  
137 name of the entity, the name of the principal officer of the entity, by whatever  
138 title known, and the mailing address of the entity, or if the entity has no mailing  
139 address, the mailing address of the principal officer.

140 (4) In regard to any printed matter paid for by an individual or  
141 individuals, it shall be sufficient identification to print the name of the individual  
142 or individuals and the respective mailing address or addresses, except that if  
143 more than five individuals join in paying for printed matter it shall be sufficient  
144 identification to print the words "For a list of other sponsors contact:" followed by  
145 the name and address of one such individual responsible for causing the matter  
146 to be printed, and the individual identified shall maintain a record of the names  
147 and amounts paid by other individuals and shall make such record available for  
148 review upon the request of any person. No person shall accept for publication or  
149 printing nor shall such work be completed until the printed matter is properly  
150 identified as required by this subsection.

151 9. Any broadcast station transmitting any matter relative to any  
152 candidate for public office or ballot measure as defined by this chapter shall  
153 identify the sponsor of such matter as required by federal law.

154 10. **In the event that it is not reasonably practical to include the**  
155 **proper identification of the sponsor pursuant to the requirements of**  
156 **subsection 8 of this section, due to the means of displaying the message**  
157 **or advertisement on any internet website or electronic mail as**  
158 **authorized under this section, a direct link to another internet landing**  
159 **page may be placed that displays the full identification of the sponsor.**

160 11. The provisions of subsection 8 [or], 9, or 10 of this section shall not  
161 apply to candidates for elective federal office, provided that persons causing  
162 matter to be printed or broadcast concerning such candidacies shall comply with  
163 the requirements of federal law for identification of the sponsor or sponsors.

164 [11.] 12. It shall be a violation of this chapter for any person required to  
165 be identified as paying for printed matter pursuant to subsection 8 of this section  
166 or paying for broadcast matter pursuant to subsection 9 of this section to refuse  
167 to provide the information required or to purposely provide false, misleading, or  
168 incomplete information.

169 [12.] 13. It shall be a violation of this chapter for any committee to offer  
170 chances to win prizes or money to persons to encourage such persons to endorse,  
171 send election material by mail, deliver election material in person or contact  
172 persons at their homes; except that, the provisions of this subsection shall not be  
173 construed to prohibit hiring and paying a campaign staff.

174 14. **All committees required to file campaign financial disclosure**  
175 **reports with the Missouri ethics commission shall file any required**  
176 **disclosure report in an electronic format as prescribed by the ethics**  
177 **commission.**

130.036. 1. The candidate, treasurer or deputy treasurer of a committee  
2 shall maintain accurate records and accounts on a current basis. The records and  
3 accounts shall be maintained in accordance with accepted normal bookkeeping  
4 procedures and shall contain the bills, receipts, deposit records, cancelled checks,  
5 **credit card statements and records**, and other detailed information necessary  
6 to prepare and substantiate any statement or report required to be filed pursuant  
7 to this chapter. Every person who acts as an agent for a committee in receiving  
8 contributions, making expenditures or incurring indebtedness for the committee  
9 shall, on request of that committee's treasurer, deputy treasurer or candidate, but

10 in any event within five days after any such action, render to the candidate,  
11 committee treasurer or deputy treasurer a detailed account thereof, including  
12 names, addresses, dates, exact amounts and any other details required by the  
13 candidate, treasurer or deputy treasurer to comply with this  
14 chapter. Notwithstanding the provisions of subsection 4 of section 130.021  
15 prohibiting commingling of funds, an individual, trade or professional association,  
16 business entity, or labor organization which acts as an agent for a committee in  
17 receiving contributions may deposit contributions received on behalf of the  
18 committee to the agent's account within a financial institution within this state,  
19 for purposes of facilitating transmittal of the contributions to the candidate,  
20 committee treasurer or deputy treasurer. Such contributions shall not be held in  
21 the agent's account for more than five days after the date the contribution was  
22 received by the agent, and shall not be transferred to the account of any other  
23 agent or person, other than the committee treasurer.

24         2. Unless a contribution is rejected by the candidate or committee and  
25 returned to the donor or transmitted to the state treasurer within ten business  
26 days after its receipt, it shall be considered received and accepted on the date  
27 received, notwithstanding the fact that it was not deposited by the closing date  
28 of a reporting period.

29         3. Notwithstanding the provisions of section 130.041 **which provides**  
30 that [only contributors of more than one hundred dollars] **the total amount of**  
31 **all anonymous contributions accepted** shall be reported [by name and  
32 address] for all committees, the committee's records shall contain a listing of each  
33 contribution received by the committee, including those accepted and those which  
34 are rejected and either returned to the donor or transmitted to the state  
35 treasurer. Each contribution, regardless of the amount, shall be recorded by date  
36 received, name and address of the contributor and the amount of the contribution,  
37 except that any contributions from unidentifiable persons which are received  
38 through fund-raising activities and events as permitted in subsection 6 of section  
39 130.031 shall be recorded to show the dates and amounts of all such contributions  
40 received together with information contained in statements required by  
41 subsection 6 of section 130.031. The procedure for recording contributions shall  
42 be of a type which enables the candidate, committee treasurer or deputy treasurer  
43 to maintain a continuing total of all contributions received from any one  
44 contributor.

45         4. [Notwithstanding the provisions of section 130.041 that certain

46 expenditures need not be identified in reports by name and address of the payee,]  
47 The committee's records shall include a listing of each expenditure made and each  
48 contract, promise or agreement to make an expenditure, showing the date and  
49 amount of each transaction, the name and address of the person to whom the  
50 expenditure was made or promised, and the purpose of each expenditure made or  
51 promised.

52         5. In the case of a committee which makes expenditures for both the  
53 support or opposition of any candidate and the passage or defeat of a ballot  
54 measure, the committee treasurer shall maintain records segregated according to  
55 each candidate or measure for which the expenditures were made.

56         6. Records shall indicate which transactions, either contributions received  
57 or expenditures made, were cash transactions or in-kind transactions.

58         7. Any candidate who, pursuant to section 130.016, is exempt [from the  
59 requirements to form a committee] shall maintain records of each contribution  
60 received or expenditure made in support of his candidacy. Any other person or  
61 combination of persons who, although not deemed to be a committee according to  
62 the definition of the term "committee" in section 130.011, accepts contributions  
63 or makes expenditures, other than direct contributions from the person's own  
64 funds, for the purpose of supporting or opposing the election or defeat of any  
65 candidate or for the purpose of supporting or opposing the qualifications, passage  
66 or defeat of any ballot measure shall maintain records of each contribution  
67 received or expenditure made. The records shall include name, address and  
68 amount pertaining to each contribution received or expenditure made and any  
69 bills, receipts, cancelled checks or other documents relating to each transaction.

70         8. All records and accounts of receipts and expenditures shall be  
71 preserved for at least three years after the date of the election to which the  
72 records pertain. Records and accounts regarding supplemental disclosure reports  
73 or reports not required pursuant to an election shall be preserved for at least  
74 three years after the date of the report to which the records pertain. Such  
75 records shall be available for inspection by the [campaign finance review board]  
76 **Missouri ethics commission** and its duly authorized representatives.

130.037. [Any candidate may file a supplemental report containing  
2 information required pursuant to section 130.041 for the purposes of this section.]  
3 Candidates whose [supplemental report filed within thirty days of August 28,  
4 1997, or whose] report filed pursuant to [subdivision (2) of] subsection 1 of  
5 section 130.046 **immediately following an election in which the**

6 **candidate's name appeared on the ballot**, reflects outstanding obligations  
7 in excess of moneys on hand, may convert their [campaign] **candidate** committee  
8 to a debt service committee as provided in this section. [If] A debt service  
9 committee [is formed, the committee] may accept contributions from any person.  
10 A person who contributes to a debt service committee of a candidate may also  
11 contribute to the candidate's campaign committee for a succeeding election. The  
12 treasurer and the candidate shall terminate the debt service committee pursuant  
13 to section 130.021 when the contributions received exceed the amount of the debt,  
14 and within thirty days the committee shall file disclosure reports pursuant to  
15 section 130.041 and shall return any excess moneys received to the contributor  
16 or contributors, if known, otherwise such moneys shall escheat to the state. No  
17 debt service committee shall be in existence more than eighteen months. **A**  
18 **candidate who was not elected and who does not convert a candidate**  
19 **committee to a debt service committee as provided in this section shall**  
20 **terminate the candidate committee under the deadlines provided in**  
21 **subdivision (5) of section 130.011.**

[130.041. 1. Except as provided in subsection 5 of section  
2 130.016, the candidate, if applicable, treasurer or deputy treasurer  
3 of every committee which is required to file a statement of  
4 organization, shall file a legibly printed or typed disclosure report  
5 of receipts and expenditures. The reports shall be filed with the  
6 appropriate officer designated in section 130.026 at the times and  
7 for the periods prescribed in section 130.046. Except as provided  
8 in sections 130.049 and 130.050, each report shall set forth:

9 (1) The full name, as required in the statement of  
10 organization pursuant to subsection 5 of section 130.021, and  
11 mailing address of the committee filing the report and the full  
12 name, mailing address and telephone number of the committee's  
13 treasurer and deputy treasurer if the committee has named a  
14 deputy treasurer;

15 (2) The amount of money, including cash on hand at the  
16 beginning of the reporting period;

17 (3) Receipts for the period, including:

18 (a) Total amount of all monetary contributions received  
19 which can be identified in the committee's records by name and  
20 address of each contributor. In addition, the candidate committee

21 shall make a reasonable effort to obtain and report the employer,  
22 or occupation if self-employed or notation of retirement, of each  
23 person from whom the committee received one or more  
24 contributions which in the aggregate total in excess of one hundred  
25 dollars and shall make a reasonable effort to obtain and report a  
26 description of any contractual relationship over five hundred  
27 dollars between the contributor and the state if the candidate is  
28 seeking election to a state office or between the contributor and any  
29 political subdivision of the state if the candidate is seeking election  
30 to another political subdivision of the state;

31 (b) Total amount of all anonymous contributions accepted;

32 (c) Total amount of all monetary contributions received  
33 through fund-raising events or activities from participants whose  
34 names and addresses were not obtained with such contributions,  
35 with an attached statement or copy of the statement describing  
36 each fund-raising event as required in subsection 6 of section  
37 130.031;

38 (d) Total dollar value of all in-kind contributions received;

39 (e) A separate listing by name and address and employer,  
40 or occupation if self-employed or notation of retirement, of each  
41 person from whom the committee received contributions, in money  
42 or any other thing of value, aggregating more than one hundred  
43 dollars, together with the date and amount of each such  
44 contribution;

45 (f) A listing of each loan received by name and address of  
46 the lender and date and amount of the loan. For each loan of more  
47 than one hundred dollars, a separate statement shall be attached  
48 setting forth the name and address of the lender and each person  
49 liable directly, indirectly or contingently, and the date, amount and  
50 terms of the loan;

51 (4) Expenditures for the period, including:

52 (a) The total dollar amount of expenditures made by check  
53 drawn on the committee's depository;

54 (b) The total dollar amount of expenditures made in cash;

55 (c) The total dollar value of all in-kind expenditures made;

56 (d) The full name and mailing address of each person to

57 whom an expenditure of money or any other thing of value in the  
58 amount of more than one hundred dollars has been made,  
59 contracted for or incurred, together with the date, amount and  
60 purpose of each expenditure. Expenditures of one hundred dollars  
61 or less may be grouped and listed by categories of expenditure  
62 showing the total dollar amount of expenditures in each category,  
63 except that the report shall contain an itemized listing of each  
64 payment made to campaign workers by name, address, date,  
65 amount and purpose of each payment and the aggregate amount  
66 paid to each such worker;

67 (e) A list of each loan made, by name and mailing address  
68 of the person receiving the loan, together with the amount, terms  
69 and date;

70 (5) The total amount of cash on hand as of the closing date  
71 of the reporting period covered, including amounts in depository  
72 accounts and in petty cash fund;

73 (6) The total amount of outstanding indebtedness as of the  
74 closing date of the reporting period covered;

75 (7) The amount of expenditures for or against a candidate  
76 or ballot measure during the period covered and the cumulative  
77 amount of expenditures for or against that candidate or ballot  
78 measure, with each candidate being listed by name, mailing  
79 address and office sought. For the purpose of disclosure reports,  
80 expenditures made in support of more than one candidate or ballot  
81 measure or both shall be apportioned reasonably among the  
82 candidates or ballot measure or both. In apportioning expenditures  
83 to each candidate or ballot measure, political party committees and  
84 political action committees need not include expenditures for  
85 maintaining a permanent office, such as expenditures for salaries  
86 of regular staff, office facilities and equipment or other  
87 expenditures not designed to support or oppose any particular  
88 candidates or ballot measures; however, all such expenditures shall  
89 be listed pursuant to subdivision (4) of this subsection;

90 (8) A separate listing by full name and address of any  
91 committee including a candidate committee controlled by the same  
92 candidate for which a transfer of funds or a contribution in any

93 amount has been made during the reporting period, together with  
94 the date and amount of each such transfer or contribution;

95 (9) A separate listing by full name and address of any  
96 committee, including a candidate committee controlled by the same  
97 candidate from which a transfer of funds or a contribution in any  
98 amount has been received during the reporting period, together  
99 with the date and amount of each such transfer or contribution;

100 (10) Each committee that receives a contribution which is  
101 restricted or designated in whole or in part by the contributor for  
102 transfer to a particular candidate, committee or other person shall  
103 include a statement of the name and address of that contributor in  
104 the next disclosure report required to be filed after receipt of such  
105 contribution, together with the date and amount of any such  
106 contribution which was so restricted or designated by that  
107 contributor, together with the name of the particular candidate or  
108 committee to whom such contribution was so designated or  
109 restricted by that contributor and the date and amount of such  
110 contribution.

111 2. For the purpose of this section and any other section in  
112 this chapter except sections 130.049 and 130.050 which requires a  
113 listing of each contributor who has contributed a specified amount,  
114 the aggregate amount shall be computed by adding all  
115 contributions received from any one person during the following  
116 periods:

117 (1) In the case of a candidate committee, the period shall  
118 begin on the date on which the candidate became a candidate  
119 according to the definition of the term "candidate" in section  
120 130.011 and end at 11:59 p.m. on the day of the primary election,  
121 if the candidate has such an election or at 11:59 p.m. on the day of  
122 the general election. If the candidate has a general election held  
123 after a primary election, the next aggregating period shall begin at  
124 12:00 midnight on the day after the primary election day and shall  
125 close at 11:59 p.m. on the day of the general election. Except that  
126 for contributions received during the thirty-day period immediately  
127 following a primary election, the candidate shall designate whether  
128 such contribution is received as a primary election contribution or

129 a general election contribution;

130 (2) In the case of a campaign committee, the period shall  
131 begin on the date the committee received its first contribution and  
132 end on the closing date for the period for which the report or  
133 statement is required;

134 (3) In the case of a political party committee or a political  
135 action committee, the period shall begin on the first day of January  
136 of the year in which the report or statement is being filed and end  
137 on the closing date for the period for which the report or statement  
138 is required; except, if the report or statement is required to be filed  
139 prior to the first day of July in any given year, the period shall  
140 begin on the first day of July of the preceding year.

141 3. The disclosure report shall be signed and attested by the  
142 committee treasurer or deputy treasurer and by the candidate in  
143 case of a candidate committee.

144 4. The words "consulting or consulting services, fees, or  
145 expenses", or similar words, shall not be used to describe the  
146 purpose of a payment as required in this section. The reporting of  
147 any payment to such an independent contractor shall be on a form  
148 supplied by the appropriate officer, established by the ethics  
149 commission and shall include identification of the specific service  
150 or services provided including, but not limited to, public opinion  
151 polling, research on issues or opposition background, print or  
152 broadcast media production, print or broadcast media purchase,  
153 computer programming or data entry, direct mail production,  
154 postage, rent, utilities, phone solicitation, or fund raising, and the  
155 dollar amount prorated for each service.]

130.041. 1. Except as provided in subsection 5 of section 130.016, the  
2 candidate, if applicable, treasurer or deputy treasurer of every committee which  
3 is required to file a statement of organization, shall file a legibly printed or typed  
4 disclosure report of receipts and expenditures. The reports shall be filed with the  
5 appropriate officer designated in section 130.026 at the times and for the periods  
6 prescribed in section 130.046. Except as provided in [sections 130.049 and]  
7 **section** 130.050, each report shall set forth:

8 (1) The full name, as required in the statement of organization pursuant  
9 to subsection 5 of section 130.021, and mailing address of the committee filing the

10 report and the full name, mailing address and telephone number of the  
11 committee's treasurer and deputy treasurer if the committee has named a deputy  
12 treasurer;

13 (2) The amount of money, including cash on hand at the beginning of the  
14 reporting period;

15 (3) Receipts for the period, including:

16 (a) Total amount of all monetary contributions received which can be  
17 identified in the committee's records by name and address of each contributor. In  
18 addition, the candidate committee shall make a reasonable effort to obtain and  
19 report the employer, or occupation if self-employed or notation of retirement, of  
20 each person from whom the committee received one or more contributions which  
21 in the aggregate total in excess of one hundred dollars and shall make a  
22 reasonable effort to obtain and report a description of any contractual  
23 relationship over five hundred dollars between the contributor and the state if the  
24 candidate is seeking election to a state office or between the contributor and any  
25 political subdivision of the state if the candidate is seeking election to another  
26 political subdivision of the state;

27 (b) Total amount of all anonymous contributions accepted;

28 (c) Total amount of all monetary contributions received through  
29 fund-raising events or activities from participants whose names and addresses  
30 were not obtained with such contributions, with an attached statement or copy  
31 of the statement describing each fund-raising event as required in subsection 6  
32 of section 130.031;

33 (d) Total dollar value of all in-kind contributions received;

34 (e) A separate listing by name and address and employer, or occupation  
35 if self-employed or notation of retirement, of each person from whom the  
36 committee received contributions, in money or any other thing of value,  
37 aggregating more than one hundred dollars, together with the date and amount  
38 of each such contribution;

39 (f) A listing of each loan received by name and address of the lender and  
40 date and amount of the loan. For each loan of more than one hundred dollars, a  
41 separate statement shall be attached setting forth the name and address of the  
42 lender and each person liable directly, indirectly or contingently, and the date,  
43 amount and terms of the loan;

44 (4) Expenditures for the period, including:

45 (a) The total dollar amount of expenditures made by check drawn on the

46 committee's depository;

47 (b) The total dollar amount of expenditures made in cash;

48 (c) The total dollar value of all in-kind expenditures made;

49 (d) The full name and mailing address of each person to whom an  
50 expenditure of money or any other thing of value in the amount of more than one  
51 hundred dollars has been made, contracted for or incurred, together with the  
52 date, amount and purpose of each expenditure. Expenditures of one hundred  
53 dollars or less may be grouped and listed by categories of expenditure showing  
54 the total dollar amount of expenditures in each category, except that the report  
55 shall contain an itemized listing of each payment made to campaign workers by  
56 name, address, date, amount and purpose of each payment and the aggregate  
57 amount paid to each such worker;

58 (e) A list of each loan made, by name and mailing address of the person  
59 receiving the loan, together with the amount, terms and date;

60 (5) The total amount of cash on hand as of the closing date of the  
61 reporting period covered, including amounts in depository accounts [and in petty  
62 cash fund];

63 (6) The total amount of outstanding indebtedness as of the closing date  
64 of the reporting period covered;

65 (7) The amount of expenditures for or against a candidate or ballot  
66 measure during the period covered and the cumulative amount of expenditures  
67 for or against that candidate or ballot measure, with each candidate being listed  
68 by name, mailing address and office sought. For the purpose of disclosure  
69 reports, expenditures made in support of more than one candidate or ballot  
70 measure or both shall be apportioned reasonably among the candidates or ballot  
71 measure or both. In apportioning expenditures to each candidate or ballot  
72 measure, political party committees and continuing committees need not include  
73 expenditures for maintaining a permanent office, such as expenditures for  
74 salaries of regular staff, office facilities and equipment or other expenditures not  
75 designed to support or oppose any particular candidates or ballot measures;  
76 however, all such expenditures shall be listed pursuant to subdivision (4) of this  
77 subsection;

78 (8) A separate listing by full name and address of any committee  
79 including a candidate committee controlled by the same candidate for which a  
80 transfer of funds or a contribution in any amount has been made during the  
81 reporting period, together with the date and amount of each such transfer or

82 contribution;

83 (9) A separate listing by full name and address of any committee,  
84 including a candidate committee controlled by the same candidate from which a  
85 transfer of funds or a contribution in any amount has been received during the  
86 reporting period, together with the date and amount of each such transfer or  
87 contribution;

88 (10) Each committee that receives a contribution which is restricted or  
89 designated in whole or in part by the contributor for transfer to a particular  
90 candidate, committee or other person shall include a statement of the name and  
91 address of that contributor in the next disclosure report required to be filed after  
92 receipt of such contribution, together with the date and amount of any such  
93 contribution which was so restricted or designated by that contributor, together  
94 with the name of the particular candidate or committee to whom such  
95 contribution was so designated or restricted by that contributor and the date and  
96 amount of such contribution.

97 2. For the purpose of this section and any other section in this chapter  
98 except [sections 130.049 and] **section** 130.050 which requires a listing of each  
99 contributor who has contributed a specified amount, the aggregate amount shall  
100 be computed by adding all contributions received from any one person during the  
101 [following] periods[:

102 (1) In the case of a candidate committee, the period shall begin on the  
103 date on which the candidate became a candidate according to the definition of the  
104 term "candidate" in section 130.011 and end at 11:59 p.m. on the day of the  
105 primary election, if the candidate has such an election or at 11:59 p.m. on the day  
106 of the general election. If the candidate has a general election held after a  
107 primary election, the next aggregating period shall begin at 12:00 midnight on the  
108 day after the primary election day and shall close at 11:59 p.m. on the day of the  
109 general election. Except that for contributions received during the thirty-day  
110 period immediately following a primary election, the candidate shall designate  
111 whether such contribution is received as a primary election contribution or a  
112 general election contribution;

113 (2) In the case of a campaign committee, the period shall begin on the  
114 date the committee received its first contribution and end on the closing date for  
115 the period for which the report or statement is required;

116 (3) In the case of a political party committee or a continuing committee,  
117 the period shall begin on the first day of January of the year in which the report

118 or statement is being filed and end on the closing date for the period for which  
119 the report or statement is required; except, if the report or statement is required  
120 to be filed prior to the first day of July in any given year, the period shall begin  
121 on the first day of July of the preceding year] **as set forth in subsection 4 of**  
122 **section 130.046.**

123 3. The disclosure report shall be signed and attested by the committee  
124 treasurer or deputy treasurer and by the candidate in case of a candidate  
125 committee.

126 4. The words "consulting or consulting services, fees, or expenses", or  
127 similar words, shall not be used to describe the purpose of a payment as required  
128 in this section. The reporting of any payment to such an independent contractor  
129 shall be on a form supplied by the appropriate officer, established by the ethics  
130 commission and shall include identification of the specific service or services  
131 provided including, but not limited to, public opinion polling, research on issues  
132 or opposition background, print or broadcast media production, print or broadcast  
133 media purchase, computer programming or data entry, direct mail production,  
134 postage, rent, utilities, phone solicitation, or fund raising, and the dollar amount  
135 prorated for each service.

[130.046. 1. The disclosure reports required by section  
2 130.041 for all committees shall be filed at the following times and  
3 for the following periods:

4 (1) Not later than the eighth day before an election for the  
5 period closing on the twelfth day before the election if the  
6 committee has made any contribution or expenditure either in  
7 support or opposition to any candidate or ballot measure;

8 (2) Not later than the thirtieth day after an election for a  
9 period closing on the twenty-fifth day after the election, if the  
10 committee has made any contribution or expenditure either in  
11 support of or opposition to any candidate or ballot measure; except  
12 that, a successful candidate who takes office prior to the  
13 twenty-fifth day after the election shall have complied with the  
14 report requirement of this subdivision if a disclosure report is filed  
15 by such candidate and any candidate committee under the  
16 candidate's control before such candidate takes office, and such  
17 report shall be for the period closing on the day before taking  
18 office; and

19           (3) Not later than the fifteenth day following the close of  
20 each calendar quarter. Notwithstanding the provisions of this  
21 subsection, if any committee accepts contributions or makes  
22 expenditures in support of or in opposition to a ballot measure or  
23 a candidate, and the report required by this subsection for the most  
24 recent calendar quarter is filed prior to the fortieth day before the  
25 election on the measure or candidate, the committee shall file an  
26 additional disclosure report not later than the fortieth day before  
27 the election for the period closing on the forty-fifth day before the  
28 election.

29           2. In the case of a ballot measure to be qualified to be on  
30 the ballot by initiative petition or referendum petition, or a recall  
31 petition seeking to remove an incumbent from office, disclosure  
32 reports relating to the time for filing such petitions shall be made  
33 as follows:

34           (1) In addition to the disclosure reports required to be filed  
35 pursuant to subsection 1 of this section the treasurer of a  
36 committee, other than a political action committee, supporting or  
37 opposing a petition effort to qualify a measure to appear on the  
38 ballot or to remove an incumbent from office shall file an initial  
39 disclosure report fifteen days after the committee begins the  
40 process of raising or spending money. After such initial report, the  
41 committee shall file quarterly disclosure reports as required by  
42 subdivision (3) of subsection 1 of this section until such time as the  
43 reports required by subdivisions (1) and (2) of subsection 1 of this  
44 section are to be filed. In addition the committee shall file a  
45 second disclosure report no later than the fifteenth day after the  
46 deadline date for submitting such petition. The period covered in  
47 the initial report shall begin on the day the committee first  
48 accepted contributions or made expenditures to support or oppose  
49 the petition effort for qualification of the measure and shall close  
50 on the fifth day prior to the date of the report;

51           (2) If the measure has qualified to be on the ballot in an  
52 election and if a committee subject to the requirements of  
53 subdivision (1) of this subsection is also required to file a  
54 preelection disclosure report for such election any time within

55 thirty days after the date on which disclosure reports are required  
56 to be filed in accordance with subdivision (1) of this subsection, the  
57 treasurer of such committee shall not be required to file the report  
58 required by subdivision (1) of this subsection, but shall include in  
59 the committee's preelection report all information which would  
60 otherwise have been required by subdivision (1) of this subsection.

61 3. The candidate, if applicable, treasurer or deputy  
62 treasurer of a committee shall file disclosure reports pursuant to  
63 this section, except for any calendar quarter in which the  
64 contributions received by the committee or the expenditures or  
65 contributions made by the committee do not exceed five hundred  
66 dollars. The reporting dates and periods covered for such quarterly  
67 reports shall not be later than the fifteenth day of January, April,  
68 July and October for periods closing on the thirty-first day of  
69 December, the thirty-first day of March, the thirtieth day of June  
70 and the thirtieth day of September. No candidate, treasurer or  
71 deputy treasurer shall be required to file the quarterly disclosure  
72 report required not later than the fifteenth day of any January  
73 immediately following a November election, provided that such  
74 candidate, treasurer or deputy treasurer shall file the information  
75 required on such quarterly report on the quarterly report to be filed  
76 not later than the fifteenth day of April immediately following such  
77 November election. Each report by such committee shall be  
78 cumulative from the date of the last report. In the case of the  
79 political action committee's first report, the report shall be  
80 cumulative from the date of the political action committee's  
81 organization. Every candidate, treasurer or deputy treasurer shall  
82 file, at a minimum, the campaign disclosure reports covering the  
83 quarter immediately preceding the date of the election and those  
84 required by subdivisions (1) and (2) of subsection 1 of this section.  
85 A political action committee shall submit additional reports if it  
86 makes aggregate expenditures, other than contributions to a  
87 committee, of five hundred dollars or more, within the reporting  
88 period at the following times for the following periods:

89 (1) Not later than the eighth day before an election for the  
90 period closing on the twelfth day before the election;

91 (2) Not later than twenty-four hours after aggregate  
92 expenditures of two hundred fifty dollars or more are made after  
93 the twelfth day before the election; and

94 (3) Not later than the thirtieth day after an election for a  
95 period closing on the twenty-fifth day after the election.

96 4. The reports required to be filed no later than the  
97 thirtieth day after an election and any subsequently required  
98 report shall be cumulative so as to reflect the total receipts and  
99 disbursements of the reporting committee for the entire election  
100 campaign in question. The period covered by each disclosure report  
101 shall begin on the day after the closing date of the most recent  
102 disclosure report filed and end on the closing date for the period  
103 covered. If the committee has not previously filed a disclosure  
104 report, the period covered begins on the date the committee was  
105 formed; except that in the case of a candidate committee, the period  
106 covered begins on the date the candidate became a candidate  
107 according to the definition of the term candidate in section 130.011.

108 5. Notwithstanding any other provisions of this chapter to  
109 the contrary:

110 (1) Certain disclosure reports pertaining to any candidate  
111 who receives nomination in a primary election and thereby seeks  
112 election in the immediately succeeding general election shall not be  
113 required in the following cases:

114 (a) If there are less than fifty days between a primary  
115 election and the immediately succeeding general election, the  
116 disclosure report required to be filed quarterly; provided that, any  
117 other report required to be filed prior to the primary election and  
118 all other reports required to be filed not later than the eighth day  
119 before the general election are filed no later than the final dates for  
120 filing such reports;

121 (b) If there are less than eighty-five days between a  
122 primary election and the immediately succeeding general election,  
123 the disclosure report required to be filed not later than the  
124 thirtieth day after the primary election need not be filed; provided  
125 that any report required to be filed prior to the primary election  
126 and any other report required to be filed prior to the general

127 election are filed no later than the final dates for filing such  
128 reports; and

129 (2) No disclosure report needs to be filed for any reporting  
130 period if during that reporting period the committee has neither  
131 received contributions aggregating more than five hundred dollars  
132 nor made expenditure aggregating more than five hundred dollars  
133 and has not received contributions aggregating more than three  
134 hundred dollars from any single contributor and if the committee's  
135 treasurer files a statement with the appropriate officer that the  
136 committee has not exceeded the identified thresholds in the  
137 reporting period. Any contributions received or expenditures made  
138 which are not reported because this statement is filed in lieu of a  
139 disclosure report shall be included in the next disclosure report  
140 filed by the committee. This statement shall not be filed in lieu of  
141 the report for two or more consecutive disclosure periods if either  
142 the contributions received or expenditures made in the aggregate  
143 during those reporting periods exceed five hundred dollars. This  
144 statement shall not be filed, in lieu of the report, later than the  
145 thirtieth day after an election if that report would show a deficit of  
146 more than one thousand dollars.

147 6. (1) If the disclosure report required to be filed by a  
148 committee not later than the thirtieth day after an election shows  
149 a deficit of unpaid loans and other outstanding obligations in  
150 excess of five thousand dollars, semiannual supplemental  
151 disclosure reports shall be filed with the appropriate officer for  
152 each succeeding semiannual period until the deficit is reported in  
153 a disclosure report as being reduced to five thousand dollars or  
154 less; except that, a supplemental semiannual report shall not be  
155 required for any semiannual period which includes the closing date  
156 for the reporting period covered in any regular disclosure report  
157 which the committee is required to file in connection with an  
158 election. The reporting dates and periods covered for semiannual  
159 reports shall be not later than the fifteenth day of January and  
160 July for periods closing on the thirty-first day of December and the  
161 thirtieth day of June.

162 (2) Committees required to file reports pursuant to

163 subsection 2 or 3 of this section which are not otherwise required  
164 to file disclosure reports for an election shall file semiannual  
165 reports as required by this subsection if their last required  
166 disclosure report shows a total of unpaid loans and other  
167 outstanding obligations in excess of five thousand dollars.

168 7. In the case of a committee which disbands and is  
169 required to file a termination statement pursuant to the provisions  
170 of section 130.021 with the appropriate officer not later than the  
171 tenth day after the committee was dissolved, the candidate,  
172 committee treasurer or deputy treasurer shall attach to the  
173 termination statement a complete disclosure report for the period  
174 closing on the date of dissolution. A committee shall not utilize the  
175 provisions of subsection 8 of section 130.021 or the provisions of  
176 this subsection to circumvent or otherwise avoid the reporting  
177 requirements of subsection 6 or 7 of this section.

178 8. Disclosure reports shall be filed with the appropriate  
179 officer not later than 5:00 p.m. prevailing local time of the day  
180 designated for the filing of the report and a report postmarked not  
181 later than midnight of the day previous to the day designated for  
182 filing the report shall be deemed to have been filed in a timely  
183 manner. The appropriate officer may establish a policy whereby  
184 disclosure reports may be filed by facsimile transmission.

185 9. Each candidate for the office of state representative,  
186 state senator, and for statewide elected office shall file all  
187 disclosure reports described in section 130.041 electronically with  
188 the Missouri ethics commission. The Missouri ethics commission  
189 shall promulgate rules establishing the standard for electronic  
190 filings with the commission and shall propose such rules for the  
191 importation of files to the reporting program.

192 10. Any rule or portion of a rule, as that term is defined in  
193 section 536.010, that is created under the authority delegated in  
194 this section shall become effective only if it complies with and is  
195 subject to all of the provisions of chapter 536 and, if applicable,  
196 section 536.028. This section and chapter 536 are nonseverable  
197 and if any of the powers vested with the general assembly pursuant  
198 to chapter 536 to review, to delay the effective date, or to

199 disapprove and annul a rule are subsequently held  
200 unconstitutional, then the grant of rulemaking authority and any  
201 rule proposed or adopted after August 28, 2006, shall be invalid  
202 and void.]

130.046. 1. The disclosure reports required by section 130.041 for all  
2 committees shall be filed at the following times and for the following periods:

3 (1) Not later than the eighth day before an election for the period closing  
4 on the twelfth day before the election if the committee has made any contribution  
5 or expenditure either in support or opposition to any candidate or ballot measure;

6 (2) Not later than the thirtieth day after an election for a period closing  
7 on the twenty-fifth day after the election, if the committee has made any  
8 contribution or expenditure either in support of or opposition to any candidate or  
9 ballot measure; except that, a successful candidate who takes office prior to the  
10 twenty-fifth day after the election shall have complied with the report  
11 requirement of this subdivision if a disclosure report is filed by such candidate  
12 and any candidate committee under the candidate's control before such candidate  
13 takes office, and such report shall be for the period closing on the day before  
14 taking office; and

15 (3) Not later than the fifteenth day following the close of each calendar  
16 quarter. Notwithstanding the provisions of this subsection, if any committee  
17 accepts contributions or makes expenditures in support of or in opposition to a  
18 ballot measure or a candidate, and the report required by this subsection for the  
19 most recent calendar quarter is filed prior to the fortieth day before the election  
20 on the measure or candidate, the committee shall file an additional disclosure  
21 report not later than the fortieth day before the election for the period closing on  
22 the forty-fifth day before the election.

23 2. In the case of a ballot measure to be qualified to be on the ballot by  
24 initiative petition or referendum petition, or a recall petition seeking to remove  
25 an incumbent from office, disclosure reports relating to the time for filing such  
26 petitions shall be made as follows:

27 (1) In addition to the disclosure reports required to be filed pursuant to  
28 subsection 1 of this section the treasurer of a committee, other than a continuing  
29 committee, supporting or opposing a petition effort to qualify a measure to appear  
30 on the ballot or to remove an incumbent from office shall file an initial disclosure  
31 report fifteen days after the committee begins the process of raising or spending  
32 money. After such initial report, the committee shall file quarterly disclosure

33 reports as required by subdivision (3) of subsection 1 of this section until such  
34 time as the reports required by subdivisions (1) and (2) of subsection 1 of this  
35 section are to be filed. In addition the committee shall file a second disclosure  
36 report no later than the fifteenth day after the deadline date for submitting such  
37 petition. The period covered in the initial report shall begin on the day the  
38 committee first accepted contributions or made expenditures to support or oppose  
39 the petition effort for qualification of the measure and shall close on the fifth day  
40 prior to the date of the report;

41 (2) If the measure has qualified to be on the ballot in an election and if  
42 a committee subject to the requirements of subdivision (1) of this subsection is  
43 also required to file a preelection disclosure report for such election any time  
44 within thirty days after the date on which disclosure reports are required to be  
45 filed in accordance with subdivision (1) of this subsection, the treasurer of such  
46 committee shall not be required to file the report required by subdivision (1) of  
47 this subsection, but shall include in the committee's preelection report all  
48 information which would otherwise have been required by subdivision (1) of this  
49 subsection.

50 3. [The candidate, if applicable, treasurer or deputy treasurer of a  
51 committee shall file disclosure reports pursuant to this section, except for any  
52 calendar quarter in which the contributions received by the committee or the  
53 expenditures or contributions made by the committee do not exceed five hundred  
54 dollars.] The reporting dates and periods covered for [such] quarterly reports  
55 shall not be later than the fifteenth day of January, April, July and October for  
56 periods closing on the thirty-first day of December, the thirty-first day of March,  
57 the thirtieth day of June and the thirtieth day of September. [No candidate,  
58 treasurer or deputy treasurer shall be required to file the quarterly disclosure  
59 report required not later than the fifteenth day of any January immediately  
60 following a November election, provided that such candidate, treasurer or deputy  
61 treasurer shall file the information required on such quarterly report on the  
62 quarterly report to be filed not later than the fifteenth day of April immediately  
63 following such November election.] Each report by such committee shall be  
64 cumulative from the date of the last report. In the case of the continuing  
65 committee's first report, the report shall be cumulative from the date of the  
66 continuing committee's organization. [Every candidate, treasurer or deputy  
67 treasurer shall file, at a minimum, the campaign disclosure reports covering the  
68 quarter immediately preceding the date of the election and those required by

69 subdivisions (1) and (2) of subsection 1 of this section. A continuing committee  
70 shall submit additional reports if it makes aggregate expenditures, other than  
71 contributions to a committee, of five hundred dollars or more, within the  
72 reporting period at the following times for the following periods:

73 (1) Not later than the eighth day before an election for the period closing  
74 on the twelfth day before the election;

75 (2) Not later than twenty-four hours after aggregate expenditures of two  
76 hundred fifty dollars or more are made after the twelfth day before the election;  
77 and

78 (3) Not later than the thirtieth day after an election for a period closing  
79 on the twenty-fifth day after the election.] **If the committee has not**  
80 **previously filed a disclosure report, the period covered begins on the**  
81 **earlier of the date the committee first accepts contributions or makes**  
82 **expenditures, or opens an official funds depository account.**

83 4. The reports required to be filed [no later than the thirtieth day after  
84 an election and any subsequently required report] **for a candidate committee**  
85 **shall be cumulative so as to reflect the total receipts and disbursements of the**  
86 **reporting committee for the entire election campaign in question to begin on the**  
87 **date in which the candidate became a candidate according to definition**  
88 **of the term candidate in section 130.011 and end on the last day of the**  
89 **calendar month following the general election. The reports required**  
90 **to be filed for a campaign committee shall be cumulative so as to reflect**  
91 **the total receipts and disbursements of the reporting committee, to**  
92 **begin on the date the committee received its first contribution, for the**  
93 **entire election campaign in question, to end on the last day of the**  
94 **calendar month following the election in which an issue appears on the**  
95 **ballot. The reports required to be filed for a political party and**  
96 **continuing committee shall be cumulative so as to reflect the total**  
97 **receipts and disbursements of each calendar year to begin on the first**  
98 **day of January of the year and to end on the last day of the calendar**  
99 **year. [The period covered by each disclosure report shall begin on the day after**  
100 **the closing date of the most recent disclosure report filed and end on the closing**  
101 **date for the period covered. If the committee has not previously filed a disclosure**  
102 **report, the period covered begins on the date the committee was formed; except**  
103 **that in the case of a candidate committee, the period covered begins on the date**  
104 **the candidate became a candidate according to the definition of the term**

105 candidate in section 130.011.]

106 5. Notwithstanding any other provisions of this chapter to the contrary:

107 (1) Certain disclosure reports pertaining to any candidate who receives  
108 nomination in a primary election and thereby seeks election in the immediately  
109 succeeding general election shall not be required in the following cases:

110 (a) If there are less than fifty days between a primary election and the  
111 immediately succeeding general election, the disclosure report required to be filed  
112 quarterly; provided that, any other report required to be filed prior to the primary  
113 election and all other reports required to be filed not later than the eighth day  
114 before the general election are filed no later than the final dates for filing such  
115 reports;

116 (b) If there are less than eighty-five days between a primary election and  
117 the immediately succeeding general election, the disclosure report required to be  
118 filed not later than the thirtieth day after the primary election need not be filed;  
119 provided that any report required to be filed prior to the primary election and any  
120 other report required to be filed prior to the general election are filed no later  
121 than the final dates for filing such reports; and

122 (2) No disclosure report needs to be filed for any reporting period if during  
123 that reporting period the committee has neither received contributions  
124 aggregating more than five hundred dollars nor made expenditure aggregating  
125 more than five hundred dollars and has not received contributions aggregating  
126 more than three hundred dollars from any single contributor and if the  
127 committee's treasurer files a statement with the appropriate officer that the  
128 committee has not exceeded the identified thresholds in the reporting  
129 period. Any contributions received or expenditures made which are not reported  
130 because this statement is filed in lieu of a disclosure report shall be included in  
131 the next disclosure report filed by the committee. [This statement shall not be  
132 filed in lieu of the report for two or more consecutive disclosure periods if either  
133 the contributions received or expenditures made in the aggregate during those  
134 reporting periods exceed five hundred dollars.] This statement shall not be filed,  
135 in lieu of the report, [later than the thirtieth day after an election if that report  
136 would show a deficit of more than one thousand dollars] **if the committee has  
137 a deficit of unpaid loans and other outstanding obligations in excess of  
138 five thousand dollars for the period for the disclosure report required  
139 to be filed not later than the thirtieth day after an election and shall  
140 not be filed for any report filed later than the thirtieth day after an**

141 **election if the committee has a deficit of more than one thousand**  
142 **dollars. No committee shall file more than three successive statements**  
143 **of limited activity in each calendar year.**

144         6. [(1) If the disclosure report required to be filed by a committee not  
145 later than the thirtieth day after an election shows a deficit of unpaid loans and  
146 other outstanding obligations in excess of five thousand dollars, semiannual  
147 supplemental disclosure reports shall be filed with the appropriate officer for each  
148 succeeding semiannual period until the deficit is reported in a disclosure report  
149 as being reduced to five thousand dollars or less; except that, a supplemental  
150 semiannual report shall not be required for any semiannual period which includes  
151 the closing date for the reporting period covered in any regular disclosure report  
152 which the committee is required to file in connection with an election. The  
153 reporting dates and periods covered for semiannual reports shall be not later than  
154 the fifteenth day of January and July for periods closing on the thirty-first day  
155 of December and the thirtieth day of June.

156         (2) Committees required to file reports pursuant to subsection 2 or 3 of  
157 this section which are not otherwise required to file disclosure reports for an  
158 election shall file semiannual reports as required by this subsection if their last  
159 required disclosure report shows a total of unpaid loans and other outstanding  
160 obligations in excess of five thousand dollars.] **The receipt of any late**  
161 **contribution or loan of more than two hundred fifty dollars by any**  
162 **committee shall be reported to the appropriate officer no later than**  
163 **twenty-four hours after receipt. For purposes of this subsection, the**  
164 **term "late contribution or loan" means a contribution or loan received**  
165 **on the eleventh day before the election through the date prior to the**  
166 **election. The notice of a late contribution shall set forth name and**  
167 **address of the contributor or lender and the date and amount of the**  
168 **contribution. A late contribution or loan shall be included in**  
169 **subsequent disclosure reports.**

170         7. In the case of a committee which disbands and is required to file a  
171 termination statement pursuant to the provisions of section 130.021 with the  
172 appropriate officer not later than the tenth day after the committee was  
173 dissolved, the candidate, committee treasurer or deputy treasurer shall attach to  
174 the termination statement a complete disclosure report for the period closing on  
175 the date of dissolution. A committee shall not utilize the provisions of subsection  
176 8 of section 130.021 or the provisions of this subsection to circumvent or

177 otherwise avoid the reporting requirements of **this** subsection [6 or 7 of this  
178 section].

179         8. Disclosure reports shall be filed with the appropriate officer not later  
180 than 5:00 p.m. prevailing local time of the day designated for the filing of the  
181 report and a report postmarked not later than midnight of the day [previous to  
182 the day] designated for filing the report shall be deemed to have been filed in a  
183 timely manner. The appropriate officer may establish a policy whereby disclosure  
184 reports may be filed by facsimile transmission.

185         9. Each candidate for the office of state representative, state senator, and  
186 for statewide elected office shall file all disclosure reports described in section  
187 130.041 electronically with the Missouri ethics commission. The Missouri ethics  
188 commission shall promulgate rules establishing the standard for electronic filings  
189 with the commission and shall propose such rules for the importation of files to  
190 the reporting program.

191         10. Any rule or portion of a rule, as that term is defined in section  
192 536.010, that is created under the authority delegated in this section shall  
193 become effective only if it complies with and is subject to all of the provisions of  
194 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are  
195 nonseverable and if any of the powers vested with the general assembly pursuant  
196 to chapter 536 to review, to delay the effective date, or to disapprove and annul  
197 a rule are subsequently held unconstitutional, then the grant of rulemaking  
198 authority and any rule proposed or adopted after August 28, 2006, shall be  
199 invalid and void.

130.050. [1.] An out-of-state committee which, according to the provisions  
2 of subsection 10 of section 130.021, is not required to file a statement of  
3 organization and is not required to file the full disclosure reports required by  
4 section 130.041 shall file reports with the Missouri ethics commission according  
5 to the provisions of this subsection if the committee makes contributions or  
6 expenditures in support of or in opposition to candidates or ballot measures in  
7 this state in any election covered by this chapter or makes contributions to any  
8 committee domiciled in this state. An initial report shall be filed on or within  
9 fourteen days prior to the date such out-of-state committee first makes a  
10 contribution or expenditure in this state, and thereafter reports shall be filed at  
11 the times and for the reporting periods prescribed in subsection 1 of section  
12 130.046. **Such initial report shall state the name and address of the**  
13 **committee receiving such contributions or expenditures. The**

14 **contributions or expenditures shall be made no later than thirty days**  
15 **prior to the election. No candidate or committee may accept any**  
16 **contribution made by a committee domiciled outside this state unless**  
17 **the provisions of this section are met.** Each report shall contain:

18 (1) The full name, address and domicile of the committee making the  
19 report and the name, residential and business addresses, domicile and telephone  
20 numbers of the committee's treasurer;

21 (2) The name and address of any entity such as a labor union, trade or  
22 business or professional association, club or other organization or any business  
23 entity with which the committee is affiliated;

24 (3) A statement of the total dollar amount of all funds received by the  
25 committee in the current calendar year and a statement of the total contributions  
26 in the same period from persons domiciled in this state and a list by name,  
27 address, date and amount of each Missouri resident who contributed an aggregate  
28 of more than two hundred dollars in the current calendar year;

29 (4) A list by name, address, date and amount regarding any contributor  
30 to the out-of-state committee, regardless of state of residency, who made a  
31 contribution during the reporting period;

32 (5) A statement as to whether the committee is required to file reports  
33 with the Federal Election Commission, and a listing of agencies in other states  
34 with which the committee files reports, if any;

35 (6) A separate listing showing contributions made in support of or  
36 opposition to each candidate or ballot measure in this state, together with the  
37 date and amount of each contribution;

38 (7) A separate listing showing contributions made to any committee  
39 domiciled in this state with the date and amount of each contribution.

40 [2. In the case of a political party committee's selection of an individual  
41 to be the party's nominee for public office in an election covered by this chapter,  
42 any individual who seeks such nomination and who is a candidate according to  
43 the definition of the term candidate in section 130.011 shall be required to comply  
44 with all requirements of this chapter; except that, for the purposes of this  
45 subsection, the reporting dates and reporting periods in section 130.046 shall not  
46 apply, and the first reporting date shall be no later than the fifteenth day after  
47 the date on which a nomination covered by this subsection was made and for the  
48 period beginning on the date the individual became a candidate, as the term  
49 candidate is defined in section 130.011, and closing on the tenth day after the

50 date the nomination was made, with subsequent reports being made as closely as  
51 practicable to the times required in section 130.046.

52         3. The receipt of any late contribution or loan of more than two hundred  
53 fifty dollars by a candidate committee supporting a candidate for statewide office  
54 or by any other committee shall be reported to the appropriate officer no later  
55 than twenty-four hours after receipt. For purposes of this subsection the term  
56 "late contribution or loan" means a contribution or loan received after the closing  
57 date of the last disclosure report required to be filed before an election but  
58 received prior to the date of the election itself. The disclosure report of a late  
59 contribution may be made by any written means of communication, setting forth  
60 the name and address of the contributor or lender and the amount of the  
61 contribution or loan and need not contain the signatures and certification  
62 required for a full disclosure report described in section 130.041. A late  
63 contribution or loan shall be included in subsequent disclosure reports without  
64 regard to any special reports filed pursuant to this subsection.]

130.054. 1. Notwithstanding the provisions of subsection 3 of section  
2 105.957, any natural person may file a complaint with the Missouri ethics  
3 commission alleging failure to timely or accurately file a personal financial  
4 disclosure statement, a campaign finance disclosure report or a violation of the  
5 provisions of this chapter by any candidate for elective office, within sixty days  
6 prior to the primary election at which such candidate is running for office, until  
7 after the general election. Any such complaint shall be in writing, shall state all  
8 facts known by the complainant which have given rise to the complaint, and shall  
9 be sworn to, under penalty of perjury, by the complainant.

10         2. Within the first business day after receipt of a complaint pursuant to  
11 this section, the executive director shall supply a copy of the complaint to the  
12 person or entity named in the complaint[, deleting any material identifying the  
13 name of the complainant]. The executive director shall notify the complainant  
14 and the person or entity named in the complaint of the date and time at which  
15 the commission shall audit and investigate the allegations contained in the  
16 complaint pursuant to subsection 3 of this section.

17         3. Within fifteen business days of receipt of a complaint pursuant to this  
18 section, the commission shall audit and investigate the allegations contained in  
19 the complaint and shall determine by a vote of at least four members of the  
20 commission that there are reasonable grounds to believe that a violation of law  
21 has occurred within the jurisdiction of the commission. The respondent may

22 reply in writing or in person to the allegations contained in the complaint and  
23 may state justifications to dismiss the complaint. The complainant may also  
24 present evidence in support of the allegations contained in the complaint, but  
25 such evidence shall be limited in scope to the allegations contained in the original  
26 complaint, and such complaint may not be supplemented or otherwise enlarged  
27 in scope.

28         4. If, after audit and investigation of the complaint and upon a vote of at  
29 least four members of the commission, the commission determines that there are  
30 reasonable grounds to believe that a violation of law has occurred within the  
31 jurisdiction of the commission, the commission shall proceed with such complaint  
32 as provided by sections 105.957 to 105.963. If the commission does not determine  
33 that there are reasonable grounds to believe that such a violation of law has  
34 occurred, the complaint shall be dismissed. If a complaint is dismissed, the fact  
35 that such complaint was dismissed, with a statement of the nature of the  
36 complaint, shall be made public within twenty-four hours of the commission's  
37 action.

38         5. Any complaint made pursuant to this section, and all proceedings and  
39 actions concerning such a complaint, shall be subject to the provisions of  
40 subsection 15 of section 105.961.

41         6. No complaint shall be accepted by the commission within fifteen days  
42 prior to the primary or general election at which such candidate is running for  
43 office.

          [130.057. 1. In order for candidates for election and public  
2 officials to more easily file reports required by law and to access  
3 information contained in such reports, and for the Missouri ethics  
4 commission to receive and store reports in an efficient and  
5 economical method, and for the general public and news media to  
6 access information contained in such reports, the commission shall  
7 establish and maintain an electronic reporting system pursuant to  
8 this section.

9                 2. The ethics commission may establish for elections in  
10 1996 and shall establish for elections and all required reporting  
11 beginning in 1998 and maintain thereafter a state campaign  
12 finance and financial interest disclosure electronic reporting system  
13 pursuant to this section for all candidates required to file. The  
14 system may be used for the collection, filing and dissemination of

15 all reports, including monthly lobbying reports filed by law, and all  
16 reports filed with the commission pursuant to this chapter and  
17 chapter 105. The system may be established and used for all  
18 reports required to be filed for the primary and general elections  
19 in 1996 and all elections thereafter, except that the system may  
20 require maintenance of a paper backup system for the primary and  
21 general elections in 1996. The reports shall be maintained and  
22 secured in the electronic format by the commission.

23 3. When the commission determines that the electronic  
24 reporting system has been properly implemented, the commission  
25 shall certify to all candidates and committees required to file  
26 pursuant to this chapter that such electronic reporting system has  
27 been established and implemented. Beginning with the primary  
28 and general elections in 2000, or the next primary or general  
29 election in which the commission has made certification pursuant  
30 to this subsection, whichever is later, candidates and all other  
31 committees shall file reports by using either the electronic format  
32 prescribed by the commission or paper forms provided by the  
33 commission for that purpose. Political action committees shall file  
34 reports by electronic format prescribed by the commission, except  
35 political action committees which make contributions equal to or  
36 less than fifteen thousand dollars in the applicable calendar  
37 year. Any political action committee which makes contributions in  
38 support of or opposition to any measure or candidate equal to or  
39 less than fifteen thousand dollars in the applicable calendar year  
40 shall file reports on paper forms provided by the commission for  
41 that purpose or by electronic format prescribed by the commission,  
42 whichever reporting method the political action committee  
43 chooses. The commission shall supply a computer program which  
44 shall be used for filing by modem or by a common magnetic media  
45 chosen by the commission. In the event that filings are performed  
46 electronically, the candidate shall file a signed original written  
47 copy within five working days; except that, if a means becomes  
48 available which will allow a verifiable electronic signature, the  
49 commission may also accept this in lieu of a written statement.

50 4. Beginning January 1, 2000, or on the date the

51 commission makes the certification pursuant to subsection 3 of this  
52 section, whichever is later, all reports filed with the commission by  
53 any candidate for a statewide office, or such candidate's committee,  
54 shall be filed in electronic format as prescribed by the commission;  
55 provided however, that if a candidate for statewide office, or such  
56 candidate's committee receives or spends five thousand dollars or  
57 less for any reporting period, the report for that reporting period  
58 shall not be required to be filed electronically.

59 5. A copy of all reports filed in the state campaign finance  
60 electronic reporting system shall be placed on a public electronic  
61 access system so that the general public may have open access to  
62 the reports filed pursuant to this section. The access system shall  
63 be organized and maintained in such a manner to allow an  
64 individual to obtain information concerning all contributions made  
65 to or on behalf of, and all expenditures made on behalf of, any  
66 public official described in subsection 2 of this section in formats  
67 that will include both written and electronically readable formats.

68 6. All records that are in electronic format, not otherwise  
69 closed by law, shall be available in electronic format to the  
70 public. The commission shall maintain and provide for public  
71 inspection, a listing of all reports with a complete description for  
72 each field contained on the report, that has been used to extract  
73 information from their database files. The commission shall  
74 develop a report or reports which contain every field in each  
75 database.

76 7. Annually, the commission shall provide, without cost, a  
77 system-wide dump of information contained in the commission's  
78 electronic database files to the general assembly. The information  
79 is to be copied onto a medium specified by the general  
80 assembly. Such information shall not contain records otherwise  
81 closed by law. It is the intent of the general assembly to provide  
82 open access to the commission's records. The commission shall  
83 make every reasonable effort to comply with requests for  
84 information and shall take a liberal interpretation when  
85 considering such requests.]

130.057. 1. In order for candidates for election and public officials to more

2 easily file reports required by law and to access information contained in such  
3 reports, and for the Missouri ethics commission to receive and store reports in an  
4 efficient and economical method, and for the general public and news media to  
5 access information contained in such reports, the commission shall establish and  
6 maintain an electronic reporting system pursuant to this section.

7           2. [The ethics commission may establish for elections in 1996 and shall  
8 establish for elections and all required reporting beginning in 1998 and maintain  
9 thereafter a state campaign finance and financial interest disclosure electronic  
10 reporting system pursuant to this section for all candidates required to file.] The  
11 system may be used for the collection, filing and dissemination of all reports,  
12 including monthly lobbying reports filed by law, and all reports filed with the  
13 commission pursuant to this chapter and chapter 105, RSMo. The system may  
14 be [established and] used for all reports required to be filed for [the primary and  
15 general elections in 1996 and] all elections [thereafter, except that the system  
16 may require maintenance of a paper backup system for the primary and general  
17 elections in 1996]. The reports shall be maintained and secured in the electronic  
18 format by the commission.

19           3. [When the commission determines that the electronic reporting system  
20 has been properly implemented, the commission shall certify to all candidates and  
21 committees required to file pursuant to this chapter that such electronic reporting  
22 system has been established and implemented. Beginning with the primary and  
23 general elections in 2000, or the next primary or general election in which the  
24 commission has made certification pursuant to this subsection, whichever is later,  
25 candidates and all other committees shall file reports by using either the  
26 electronic format prescribed by the commission or paper forms provided by the  
27 commission for that purpose. Continuing committees shall file reports by  
28 electronic format prescribed by the commission, except continuing committees  
29 which make contributions equal to or less than fifteen thousand dollars in the  
30 applicable calendar year. Any continuing committee which makes contributions  
31 in support of or opposition to any measure or candidate equal to or less than  
32 fifteen thousand dollars in the applicable calendar year shall file reports on paper  
33 forms provided by the commission for that purpose or by electronic format  
34 prescribed by the commission, whichever reporting method the continuing  
35 committee chooses. The commission shall supply a computer program which shall  
36 be used for filing by modem or by a common magnetic media chosen by the  
37 commission. In the event that filings are performed electronically, the candidate

38 shall file a signed original written copy within five working days; except that, if  
39 a means becomes available which will allow a verifiable electronic signature, the  
40 commission may also accept this in lieu of a written statement.

41 4. Beginning January 1, 2000, or on the date the commission makes the  
42 certification pursuant to subsection 3 of this section, whichever is later, all  
43 reports filed with the commission by any candidate for a statewide office, or such  
44 candidate's committee, shall be filed in electronic format as prescribed by the  
45 commission; provided however, that if a candidate for statewide office, or such  
46 candidate's committee receives or spends five thousand dollars or less for any  
47 reporting period, the report for that reporting period shall not be required to be  
48 filed electronically] **All committees required to file campaign financial**  
49 **disclosure reports with the Missouri ethics commission shall file any**  
50 **required disclosure report in an electronic format as prescribed by the**  
51 **ethics commission.**

52 [5.] 4. A copy of all reports filed in the state campaign finance electronic  
53 reporting system shall be placed on a public electronic access system so that the  
54 general public may have open access to the reports filed pursuant to this  
55 section. The access system shall be organized and maintained in such a manner  
56 to allow an individual to obtain information concerning all contributions made to  
57 or on behalf of, and all expenditures made on behalf of, any public official  
58 described in subsection 2 of this section in formats that will include both written  
59 and electronically readable formats.

60 [6.] 5. All records that are in electronic format, not otherwise closed by  
61 law, shall be available in electronic format to the public. The commission shall  
62 maintain and provide for public inspection, a listing of all reports with a complete  
63 description for each field contained on the report, that has been used to extract  
64 information from their database files. The commission shall develop a report or  
65 reports which contain every field in each database.

66 [7.] 6. Annually, the commission shall provide, without cost, a  
67 system-wide dump of information contained in the commission's electronic  
68 database files to the general assembly. The information is to be copied onto a  
69 medium specified by the general assembly. Such information shall not contain  
70 records otherwise closed by law. It is the intent of the general assembly to  
71 provide open access to the commission's records. The commission shall make  
72 every reasonable effort to comply with requests for information and shall take a  
73 liberal interpretation when considering such requests.

130.086. Notwithstanding any of the other provisions of this chapter,  
2 national political party committees, candidates for elective federal offices and any  
3 committee [formed] for **which** the sole purpose [of supporting] **is to support** a  
4 candidate or candidates for elective federal office shall be deemed to have fully  
5 complied with the provisions of this chapter if they have complied with all the  
6 reporting requirements of the federal election laws, and if copies of all election  
7 reports which are required by federal law to be filed with appropriate federal  
8 officials are filed with the Missouri ethics commission at the same time that they  
9 are filed with federal officials, and if all books and records relating thereto are  
10 kept in accordance with federal law.

[130.049. An out-of-state committee which according to the  
2 provisions of subsection 10 of section 130.021 is not required to file  
3 a statement of organization and is not required to file the full  
4 disclosure reports required by section 130.041 shall file reports  
5 with the Missouri ethics commission according to the provisions of  
6 such sections if the committee makes contributions or expenditures  
7 in support of or in opposition to candidates or ballot measures in  
8 this state in any election covered by this chapter or makes  
9 contributions to any committee domiciled in this state. An initial  
10 report shall be filed no later than fourteen days prior to the date  
11 such out-of-state committee first makes a contribution or  
12 expenditure in this state. Such initial report shall state the name  
13 and address of the committee receiving such contributions or  
14 expenditures. The contributions or expenditures shall be made no  
15 later than thirty days prior to the election. The out-of-state  
16 committee thereafter shall file copies of the campaign disclosure  
17 report required to be filed in the domicile of the committee with the  
18 Missouri ethics commission as required by subsections 1 to 3 of  
19 section 130.046. No candidate or committee may accept any  
20 contribution made by a committee domiciled outside this state  
21 unless the provisions of this section are met.]

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