

FIRST REGULAR SESSION

SENATE BILL NO. 385

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RUPP.

Read 1st time February 26, 2013, and ordered printed.

TERRY L. SPIELER, Secretary.

1709S.02I

AN ACT

To repeal 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, ninety-fifth general assembly, second regular session, section 130.021 as enacted by senate bill no. 485, ninety-fifth 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, ninety-fifth general assembly, second regular session, 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 130.044 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 130.044 as enacted by senate bill no. 1038, ninety-fourth general assembly, second 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,

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

second regular session, RSMo, and to enact in lieu thereof six new sections relating to campaign finance.

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

Section A. Section 130.011 as truly agreed to and finally passed by
 2 conference committee substitute no. 3 for house committee substitute no. 2 for
 3 senate bill no. 844, ninety-fifth general assembly, second regular session, section
 4 130.011 as enacted by conference committee substitute for senate substitute for
 5 house committee substitute for house bill no. 1900, ninety-third general assembly,
 6 second regular session, section 130.021 as truly agreed to and finally passed by
 7 conference committee substitute no. 3 for house committee substitute no. 2 for
 8 senate bill no. 844, ninety-fifth general assembly, second regular session, section
 9 130.021 as enacted by senate bill no. 485, ninety-fifth general assembly, first
 10 regular session, section 130.031 as truly agreed to and finally passed by
 11 conference committee substitute no. 3 for house committee substitute no. 2 for
 12 senate bill no. 844, ninety-fifth general assembly, second regular session, section
 13 130.031 as enacted by conference committee substitute no. 2 for house committee
 14 substitute for senate committee substitute for senate bills nos. 31 & 285, ninety-
 15 second general assembly, first regular session, section 130.044 as truly agreed to
 16 and finally passed by conference committee substitute no. 3 for house committee
 17 substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second
 18 regular session, section 130.044 as enacted by senate bill no. 1038, ninety-fourth
 19 general assembly, second regular session, section 130.046 as truly agreed to and
 20 finally passed by conference committee substitute no. 3 for house committee
 21 substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second
 22 regular session, section 130.046 as enacted by conference committee substitute
 23 for senate substitute for house committee substitute for house bill no. 1900,
 24 ninety-third general assembly, second regular session, RSMo, are repealed and
 25 six new sections enacted in lieu thereof, to be known as sections 130.011, 130.021,
 26 130.031, 130.032, 130.044, and 130.046, 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 no later than sixty days prior to the
126 election for which the committee receives contributions or makes expenditures;

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

136 (12) "Contribution", a payment, gift, loan, advance, deposit, or donation
137 of money or anything of value for the purpose of supporting or opposing the
138 nomination or election of any candidate for public office or the qualification,

139 passage or defeat of any ballot measure, or for the support of any committee
140 supporting or opposing candidates or ballot measures or for paying debts or
141 obligations of any candidate or committee previously incurred for the above
142 purposes. A contribution of anything of value shall be deemed to have a money
143 value equivalent to the fair market value. "Contribution" includes, but is not
144 limited to:

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

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

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

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

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

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

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

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

174 (i) "Contribution" does not include:

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

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

183 c. Interest earned on deposit of committee funds;

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

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

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

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

200 (16) "Expenditure", a payment, advance, conveyance, deposit, donation or
201 contribution of money or anything of value for the purpose of supporting or
202 opposing the nomination or election of any candidate for public office or the
203 qualification or passage of any ballot measure or for the support of any committee
204 which in turn supports or opposes any candidate or ballot measure or for the
205 purpose of paying a previously incurred campaign debt or obligation of a
206 candidate or the debts or obligations of a committee; a payment, or an agreement
207 or promise to pay, money or anything of value, including a candidate's own money
208 or property, for the purchase of goods, services, property, facilities or anything of
209 value for the purpose of supporting or opposing the nomination or election of any
210 candidate for public office or the qualification or passage of any ballot measure

211 or for the support of any committee which in turn supports or opposes any
212 candidate or ballot measure or for the purpose of paying a previously incurred
213 campaign debt or obligation of a candidate or the debts or obligations of a
214 committee. An expenditure of anything of value shall be deemed to have a money
215 value equivalent to the fair market value. "Expenditure" includes, but is not
216 limited to:

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

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

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

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

228 (e) "Expenditure" does not include:

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

233 b. The internal dissemination by any membership organization,
234 proprietorship, labor organization, corporation, association or other entity of
235 information advocating the election or defeat of a candidate or candidates or the
236 passage or defeat of a ballot measure or measures to its directors, officers,
237 members, employees or security holders, provided that the cost incurred is
238 reported pursuant to subsection 2 of section 130.051;

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

241 d. The rendering of voluntary personal services by an individual of the
242 sort commonly performed by volunteer campaign workers and the payment by
243 such individual of the individual's necessary and ordinary personal expenses
244 incidental to such volunteer activity, provided no compensation is, directly or
245 indirectly, asked or given;

246 e. The costs incurred by any connected organization listed pursuant to

247 subdivision (4) of subsection 5 of section 130.021 for establishing, administering
248 or maintaining a committee, or for the solicitation of contributions to a committee
249 which solicitation is solely directed or related to the members, officers, directors,
250 employees or security holders of the connected organization;

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

255 (17) "Exploratory committees", a committee which shall be formed by an
256 individual to receive contributions and make expenditures on behalf of this
257 individual in determining whether or not the individual seeks elective office.
258 Such committee shall terminate no later than December thirty-first of the year
259 prior to the general election for the possible office;

260 (18) "Fund-raising event", an event such as a dinner, luncheon, reception,
261 coffee, testimonial, rally, auction or similar affair through which contributions are
262 solicited or received by such means as the purchase of tickets, payment of
263 attendance fees, donations for prizes or through the purchase of goods, services
264 or political merchandise;

265 (19) "In-kind contribution" or "in-kind expenditure", a contribution or
266 expenditure in a form other than money;

267 (20) "Labor organization", any organization of any kind, or any agency or
268 employee representation committee or plan, in which employees participate and
269 which exists for the purpose, in whole or in part, of dealing with employers
270 concerning grievances, labor disputes, wages, rates of pay, hours of employment,
271 or conditions of work;

272 (21) "Loan", a transfer of money, property or anything of ascertainable
273 monetary value in exchange for an obligation, conditional or not, to repay in
274 whole or in part and which was contracted, used, or intended for use in an
275 election campaign, or which was made or received by a committee or which was
276 contracted, used, or intended to pay previously incurred campaign debts or
277 obligations of a candidate or the debts or obligations of a committee;

278 (22) "Person", an individual, group of individuals, corporation,
279 partnership, committee, proprietorship, joint venture, any department, agency,
280 board, institution or other entity of the state or any of its political subdivisions,
281 union, labor organization, trade or professional or business association,
282 association, political party or any executive committee thereof, or any other club

283 or organization however constituted or any officer or employee of such entity
284 acting in the person's official capacity;

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

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

292 (25) "Political party committee", [a state, district, county, city, or area
293 committee of a political party, as defined in section 115.603, which may be
294 organized as a not-for-profit corporation under Missouri law, and which
295 committee is of continuing existence, and has the primary or incidental purpose
296 of receiving contributions and making expenditures to influence or attempt to
297 influence the action of voters on behalf of the political party] **a committee of a
298 political party which may be organized as a not-for-profit corporation
299 under Missouri law and has the primary or incidental purpose of
300 receiving contributions and making expenditures to influence or
301 attempt to influence the action of voters on behalf of the political
302 party. Political party committees shall only take the form of one state
303 party committee per political party;**

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

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

310 (28) "Write-in candidate", an individual whose name is not printed on the
311 ballot but who otherwise meets the definition of candidate in subdivision (3) of
312 this section.

[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. **A person acting as a treasurer or deputy treasurer for a**
9 **committee shall not act as a treasurer or deputy treasurer for any other**
10 **committee at the same time.**

11 2. Every candidate for offices listed in subsection 1 of section 130.016 who
12 has not filed a statement of exemption pursuant to that subsection and every
13 candidate for offices listed in subsection 6 of section 130.016 who is not excluded
14 from filing a statement of organization and disclosure reports pursuant to
15 subsection 6 of section 130.016 shall form a candidate committee and appoint a
16 treasurer. Thereafter, all contributions on hand and all further contributions
17 received by such candidate and any of the candidate's own funds to be used in
18 support of the person's candidacy shall be deposited in a candidate committee
19 depository account established pursuant to the provisions of subsection 4 of this
20 section, and all expenditures shall be made through the candidate, treasurer or
21 deputy treasurer of the person's candidate committee. Nothing in this chapter
22 shall prevent a candidate from appointing himself or herself as a committee of
23 one and serving as the person's own treasurer, maintaining the candidate's own
24 records and filing all the reports and statements required to be filed by the
25 treasurer of a candidate committee.

26 3. A candidate who has more than one candidate committee supporting
27 the person's candidacy shall designate one of those candidate committees as the
28 committee responsible for consolidating the aggregate contributions to all such
29 committees under the candidate's control and direction as required by section
30 130.041.

31 4. (1) Every committee shall have a single official fund depository within
32 this state which shall be a federally or state-chartered bank, a federally or
33 state-chartered savings and loan association, or a federally or state-chartered
34 credit union in which the committee shall open and thereafter maintain at least
35 one official depository account in its own name. An "official depository account"
36 shall be a checking account or some type of negotiable draft or negotiable order

37 of withdrawal account, and the official fund depository shall, regarding an official
38 depository account, be a type of financial institution which provides a record of
39 deposits, cancelled checks or other cancelled instruments of withdrawal
40 evidencing each transaction by maintaining copies within this state of such
41 instruments and other transactions. All contributions which the committee
42 receives in money, checks and other negotiable instruments shall be deposited in
43 a committee's official depository account. Contributions shall not be accepted and
44 expenditures shall not be made by a committee except by or through an official
45 depository account and the committee treasurer, deputy treasurer or
46 candidate. Contributions received by a committee shall not be commingled with
47 any funds of an agent of the committee, a candidate or any other person, except
48 that contributions from a candidate of the candidate's own funds to the person's
49 candidate committee shall be deposited to an official depository account of the
50 person's candidate committee. No expenditure shall be made by a committee
51 when the office of committee treasurer is vacant except that when the office of a
52 candidate committee treasurer is vacant, the candidate shall be the treasurer
53 until the candidate appoints a new treasurer.

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

73 money on hand as required by section 130.041.

74 5. The treasurer or deputy treasurer acting on behalf of any person or
75 organization or group of persons which is a committee by virtue of the definitions
76 of committee in section 130.011 and any candidate who is not excluded from
77 forming a committee in accordance with the provisions of section 130.016 shall
78 file a statement of organization with the appropriate officer within twenty days
79 after the person or organization becomes a committee but no later than the date
80 for filing the first report required pursuant to the provisions of section
81 130.046. The statement of organization shall contain the following information:

82 (1) The name, mailing address and telephone number, if any, of the
83 committee filing the statement of organization. If the committee is deemed to be
84 affiliated with a connected organization as provided in subdivision (11) of section
85 130.011, the name of the connected organization, or a legally registered fictitious
86 name which reasonably identifies the connected organization, shall appear in the
87 name of the committee. If the committee is a candidate committee, the name of
88 the candidate shall be a part of the committee's name;

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

90 (3) The name, mailing address and telephone number of the committee
91 treasurer, and the name, mailing address and telephone number of its deputy
92 treasurer if the committee has named a deputy treasurer;

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

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

96 (6) The name and mailing address of its depository, and the name and
97 account number of each account the committee has in the depository. The
98 account number of each account shall be redacted prior to disclosing the
99 statement to the public;

100 (7) Identification of the major nature of the committee such as a candidate
101 committee, campaign committee, continuing committee, political party committee,
102 incumbent committee, or any other committee according to the definition of
103 committee in section 130.011;

104 (8) In the case of the candidate committee designated in subsection 3 of
105 this section, the full name and address of each other candidate committee which
106 is under the control and direction of the same candidate, together with the name,
107 address and telephone number of the treasurer of each such other committee;

108 (9) The name and office sought of each candidate supported or opposed by

109 the committee;

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

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

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

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

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

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

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

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

144 11. If a committee domiciled in this state receives a contribution of one

145 thousand five hundred dollars or more from any committee domiciled outside of
146 this state, the committee domiciled in this state shall file a disclosure report with
147 the commission. The report shall disclose the full name, mailing address,
148 telephone numbers and domicile of the contributing committee and the date and
149 amount of the contribution. The report shall be filed within forty-eight hours of
150 the receipt of such contribution if the contribution is received after the last
151 reporting date before the election.

152 12. Each [legislative and senatorial district] committee shall retain only
153 one address [in the district it sits] for the purpose of receiving contributions **and**
154 **a post office box shall not qualify as an acceptable address for the**
155 **purposes of this subsection. No committee shall have the same address**
156 **as any other committee.**

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

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

 3. No contribution shall be made or accepted and no
20 expenditure shall be made or incurred, directly or indirectly, in a
21 fictitious name, in the name of another person, or by or through
22 another person in such a manner as to conceal the identity of the
23 actual source of the contribution or the actual recipient and
24

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 dollars, except an in-kind expenditure, shall be
10 made by check drawn on the committee's depository and signed by the committee
11 treasurer, deputy treasurer or candidate. A single expenditure from a petty cash

12 fund shall not exceed fifty dollars, and the aggregate of all expenditures from a
13 petty cash fund during a calendar year shall not exceed the lesser of five
14 thousand dollars or ten percent of all expenditures made by the committee during
15 that calendar year. A check made payable to "cash" shall not be made except to
16 replenish a petty cash fund.

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

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

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

48 to the state treasurer to escheat to the state.

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

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

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

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

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

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

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

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

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

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

83 (f) The total dollar amount of contributions received from the event from

84 participants whose names and addresses were not obtained with such
85 contributions and an explanation of why it was not possible to obtain the names
86 and addresses of such participants;

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

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

95 8. Any person publishing, circulating, or distributing any printed matter
96 relative to any candidate for public office or any ballot measure shall on the face
97 of the printed matter identify in a clear and conspicuous manner the person who
98 paid for the printed matter with the words "Paid for by" followed by the proper
99 identification of the sponsor pursuant to this section. For the purposes of this
100 section, "printed matter" shall be defined to include any pamphlet, circular,
101 handbill, sample ballot, advertisement, including advertisements in any
102 newspaper or other periodical, sign, including signs for display on motor vehicles,
103 or other imprinted or lettered material; but "printed matter" is defined to exclude
104 materials printed and purchased prior to May 20, 1982, if the candidate or
105 committee can document that delivery took place prior to May 20, 1982; any sign
106 personally printed and constructed by an individual without compensation from
107 any other person and displayed at that individual's place of residence or on that
108 individual's personal motor vehicle; any items of personal use given away or sold,
109 such as campaign buttons, pins, pens, pencils, book matches, campaign jewelry,
110 or clothing, which is paid for by a candidate or committee which supports a
111 candidate or supports or opposes a ballot measure and which is obvious in its
112 identification with a specific candidate or committee and is reported as required
113 by this chapter; and any news story, commentary, or editorial printed by a
114 regularly published newspaper or other periodical without charge to a candidate,
115 committee or any other person.

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

119 (2) In regard to any printed matter paid for by a committee, it shall be

120 sufficient identification to print the name of the committee as required to be
121 registered by subsection 5 of section 130.021 and the name and title of the
122 committee treasurer who was serving when the printed matter was paid for.

123 (3) In regard to any printed matter paid for by a corporation or other
124 business entity, labor organization, or any other organization not defined to be
125 a committee by subdivision (7) of section 130.011 and not organized especially for
126 influencing one or more elections, it shall be sufficient identification to print the
127 name of the entity, the name of the principal officer of the entity, by whatever
128 title known, and the mailing address of the entity, or if the entity has no mailing
129 address, the mailing address of the principal officer.

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

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

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

148 11. It shall be a violation of this chapter for any person required to be
149 identified as paying for printed matter pursuant to subsection 8 of this section or
150 paying for broadcast matter pursuant to subsection 9 of this section to refuse to
151 provide the information required or to purposely provide false, misleading, or
152 incomplete information.

153 12. It shall be a violation of this chapter for any committee to offer
154 chances to win prizes or money to persons to encourage such persons to endorse,
155 send election material by mail, deliver election material in person or contact

156 persons at their homes; except that, the provisions of this subsection shall not be
157 construed to prohibit hiring and paying a campaign staff.

158 **13. No committee shall transfer anything of value or make any**
159 **contribution to any other committee.**

130.032. 1. In addition to the limitations imposed pursuant to
2 **section 130.031, the amount of contributions made by or accepted from**
3 **any person other than the candidate in any one election shall not**
4 **exceed the following:**

5 **(1) To elect an individual to the office of governor, lieutenant**
6 **governor, secretary of state, state treasurer, state auditor, or attorney**
7 **general, twenty-five thousand dollars;**

8 **(2) To elect an individual to the office of state senator, ten**
9 **thousand dollars;**

10 **(3) To elect an individual to the office of state representative,**
11 **two thousand five hundred dollars;**

12 **(4) To elect an individual to any other public office, two**
13 **thousand five hundred dollars.**

14 **2. The amount of aggregate contributions made by any single**
15 **contributor in a calendar year to any political party committee shall**
16 **not exceed fifty thousand dollars.**

17 **3. For purposes of this subsection "base year amount" shall be the**
18 **contribution limits prescribed in this section on January 1, 2014. Such**
19 **limits shall be increased on the first day of January in each**
20 **even-numbered year by multiplying the base year amount by the**
21 **cumulative consumer price index, as defined in section 104.010 and**
22 **rounded to the nearest twenty-five-dollar amount.**

23 **4. Contributions from persons under fourteen years of age shall**
24 **be considered made by the parents or guardians of such person and**
25 **shall be attributed toward any contribution limits prescribed in this**
26 **chapter. Where the contributor under fourteen years of age has two**
27 **custodial parents or guardians, fifty percent of the contribution shall**
28 **be attributed to each parent or guardian, and where such contributor**
29 **has one custodial parent or guardian, all such contributions shall be**
30 **attributed to the custodial parent or guardian.**

31 **5. Contributions received and expenditures made prior to August**
32 **28, 2013, shall be reported as a separate account and pursuant to the**
33 **laws in effect at the time such contributions are received or**

34 **expenditures made. Contributions received and expenditures made**
35 **after August 28, 2013, shall be reported as a separate account from the**
36 **aforementioned account and pursuant to the provisions of this**
37 **chapter. The account reported pursuant to the prior law shall be**
38 **retained as a separate account and any remaining funds in such**
39 **account may be used pursuant to this chapter and section 130.034.**

40 **6. Any committee which accepts or gives contributions other**
41 **than those allowed shall be subject to a surcharge of one thousand**
42 **dollars plus an amount equal to the contribution per nonallowable**
43 **contribution, to be paid to the ethics commission and which shall be**
44 **transferred to the director of revenue, upon notification of such**
45 **nonallowable contribution by the ethics commission, and after the**
46 **candidate has had ten business days after receipt of notice to return**
47 **the contribution to the contributor. The candidate and the candidate**
48 **committee treasurer or deputy treasurer owing a surcharge shall be**
49 **personally liable for the payment of the surcharge or may pay such**
50 **surcharge only from campaign funds existing on the date of the receipt**
51 **of notice. Such surcharge shall constitute a debt to the state**
52 **enforceable under, but not limited to, the provisions of chapter 143.**

[130.044. 1. All individuals and committees required to file
2 disclosure reports under section 130.041 shall electronically report
3 any contribution by any single contributor which exceeds five
4 thousand dollars to the Missouri ethics commission within
5 forty-eight hours of receiving the contribution.

6 2. Any individual currently holding office as a state
7 representative, state senator, or any candidate for such office or
8 such individual's campaign committee shall electronically report
9 any contribution exceeding five hundred dollars made by any
10 contributor to his or her campaign committee during the regular
11 legislative session of the general assembly, within forty-eight hours
12 of receiving the contribution.

13 3. Any individual currently holding office as the governor,
14 lieutenant governor, treasurer, attorney general, secretary of state
15 or auditor or any candidate for such office or such person's
16 campaign committee shall electronically report any contribution
17 exceeding five hundred dollars made by any contributor to his or

18 her campaign committee during the regular legislative session or
19 any time when legislation from the regular legislative session
20 awaits gubernatorial action, within forty-eight hours of receiving
21 the contribution.

22 4. Reports required under this section shall contain the
23 same content required under section 130.041 and shall be filed in
24 accordance with the standards established by the commission for
25 electronic filing and other rules the commission may deem
26 necessary to promulgate for the effective administration of this
27 section.

28 5. Any rule or portion of a rule, as that term is defined in
29 section 536.010, that is created under the authority delegated in
30 this section shall become effective only if it complies with and is
31 subject to all of the provisions of chapter 536 and, if applicable,
32 section 536.028. This section and chapter 536 are nonseverable
33 and if any of the powers vested with the general assembly pursuant
34 to chapter 536 to review, to delay the effective date, or to
35 disapprove and annul a rule are subsequently held
36 unconstitutional, then the grant of rulemaking authority and any
37 rule proposed or adopted after August 28, 2008, shall be invalid
38 and void.]

130.044. 1. All individuals and committees required to file disclosure
2 reports under section 130.041 shall electronically report any contribution by any
3 single contributor which exceeds five thousand dollars to the Missouri ethics
4 commission within forty-eight hours of receiving the contribution. Such reports
5 shall contain the same content required under section 130.041 and shall be filed
6 in accordance with the standards established by the commission for electronic
7 filing and other rules the commission may deem necessary to promulgate for the
8 effective administration of this section.

9 **2. Any individual currently holding office as a state**
10 **representative, state senator, or any candidate for such office or such**
11 **individual's campaign committee shall electronically report any**
12 **contribution exceeding five hundred dollars made by any contributor**
13 **to his or her campaign committee during the regular legislative session**
14 **of the general assembly, within forty-eight hours of receiving the**
15 **contribution.**

16 **3. Any individual currently holding office as the governor,**
17 **lieutenant governor, treasurer, attorney general, secretary of state or**
18 **auditor or any candidate for such office or such person's campaign**
19 **committee shall electronically report any contribution exceeding five**
20 **hundred dollars made by any contributor to his or her campaign**
21 **committee during the regular legislative session or any time when**
22 **legislation from the regular legislative session awaits gubernatorial**
23 **action, within forty-eight hours of receiving the contribution.**

24 4. Any rule or portion of a rule, as that term is defined in section 536.010,
25 that is created under the authority delegated in this section shall become effective
26 only if it complies with and is subject to all of the provisions of chapter 536 and,
27 if applicable, section 536.028. This section and chapter 536 are nonseverable and
28 if any of the powers vested with the general assembly pursuant to chapter 536 to
29 review, to delay the effective date, or to disapprove and annul a rule are
30 subsequently held unconstitutional, then the grant of rulemaking authority and
31 any rule proposed or adopted after August 28, 2008, shall be invalid and void.

 [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.

21 Notwithstanding the provisions of this subsection, if any committee
22 accepts contributions or makes expenditures in support of or in
23 opposition to a ballot measure or a candidate, and the report
24 required by this subsection for the most recent calendar quarter is
25 filed prior to the fortieth day before the election on the measure or
26 candidate, the committee shall file an additional disclosure report
27 not later than the fortieth day before the election for the period
28 closing on the forty-fifth day before the 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 shall
55 not be later than the fifteenth day of January, April, July and October for periods
56 closing on the thirty-first day of December, the thirty-first day of March, the
57 thirtieth day of June and the thirtieth day of September. No candidate, treasurer
58 or deputy treasurer shall be required to file the quarterly disclosure report
59 required not later than the fifteenth day of any January immediately following
60 a November election, provided that such candidate, treasurer or deputy treasurer
61 shall file the information required on such quarterly report on the quarterly
62 report to be filed not later than the fifteenth day of April immediately following
63 such November election. Each report by such committee shall be cumulative from
64 the date of the last report. In the case of the continuing committee's first report,
65 the report shall be cumulative from the date of the continuing committee's
66 organization. Every candidate, treasurer or deputy treasurer shall file, at a
67 minimum, the campaign disclosure reports covering the quarter immediately
68 preceding the date of the election and those required by subdivisions (1) and (2)
69 of subsection 1 of this section. A continuing committee shall submit additional
70 reports if it makes aggregate expenditures[, other than contributions to a

71 committee, of five hundred dollars or more,] within the reporting period at the
72 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.

80 4. The reports required to be filed no later than the thirtieth day after an
81 election and any subsequently required report shall be cumulative so as to reflect
82 the total receipts and disbursements of the reporting committee for the entire
83 election campaign in question. The period covered by each disclosure report shall
84 begin on the day after the closing date of the most recent disclosure report filed
85 and end on the closing date for the period covered. If the committee has not
86 previously filed a disclosure report, the period covered begins on the date the
87 committee was formed; except that in the case of a candidate committee, the
88 period covered begins on the date the candidate became a candidate according to
89 the definition of the term candidate in section 130.011.

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

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

94 (a) If there are less than fifty days between a primary election and the
95 immediately succeeding general election, the disclosure report required to be filed
96 quarterly; provided that, any other report required to be filed prior to the primary
97 election and all other reports required to be filed not later than the eighth day
98 before the general election are filed no later than the final dates for filing such
99 reports;

100 (b) If there are less than eighty-five days between a primary election and
101 the immediately succeeding general election, the disclosure report required to be
102 filed not later than the thirtieth day after the primary election need not be filed;
103 provided that any report required to be filed prior to the primary election and any
104 other report required to be filed prior to the general election are filed no later
105 than the final dates for filing such reports; and

106 (2) No disclosure report needs to be filed for any reporting period if during

107 that reporting period the committee has neither received contributions
108 aggregating more than five hundred dollars nor made expenditure aggregating
109 more than five hundred dollars and has not received contributions aggregating
110 more than three hundred dollars from any single contributor and if the
111 committee's treasurer files a statement with the appropriate officer that the
112 committee has not exceeded the identified thresholds in the reporting
113 period. Any contributions received or expenditures made which are not reported
114 because this statement is filed in lieu of a disclosure report shall be included in
115 the next disclosure report filed by the committee. This statement shall not be
116 filed in lieu of the report for two or more consecutive disclosure periods if either
117 the contributions received or expenditures made in the aggregate during those
118 reporting periods exceed five hundred dollars. This statement shall not be filed,
119 in lieu of the report, later than the thirtieth day after an election if that report
120 would show a deficit of more than one thousand dollars.

121 6. (1) If the disclosure report required to be filed by a committee not later
122 than the thirtieth day after an election shows a deficit of unpaid loans and other
123 outstanding obligations in excess of five thousand dollars, semiannual
124 supplemental disclosure reports shall be filed with the appropriate officer for each
125 succeeding semiannual period until the deficit is reported in a disclosure report
126 as being reduced to five thousand dollars or less; except that, a supplemental
127 semiannual report shall not be required for any semiannual period which includes
128 the closing date for the reporting period covered in any regular disclosure report
129 which the committee is required to file in connection with an election. The
130 reporting dates and periods covered for semiannual reports shall be not later than
131 the fifteenth day of January and July for periods closing on the thirty-first day
132 of December and the thirtieth day of June.

133 (2) Committees required to file reports pursuant to subsection 2 or 3 of
134 this section which are not otherwise required to file disclosure reports for an
135 election shall file semiannual reports as required by this subsection if their last
136 required disclosure report shows a total of unpaid loans and other outstanding
137 obligations in excess of five thousand dollars.

138 7. In the case of a committee which disbands and is required to file a
139 termination statement pursuant to the provisions of section 130.021 with the
140 appropriate officer not later than the tenth day after the committee was
141 dissolved, the candidate, committee treasurer or deputy treasurer shall attach to
142 the termination statement a complete disclosure report for the period closing on

143 the date of dissolution. A committee shall not utilize the provisions of subsection
144 8 of section 130.021 or the provisions of this subsection to circumvent or
145 otherwise avoid the reporting requirements of subsection 6 or 7 of this section.

146 8. Disclosure reports shall be filed with the appropriate officer not later
147 than 5:00 p.m. prevailing local time of the day designated for the filing of the
148 report and a report postmarked not later than midnight of the day previous to the
149 day designated for filing the report shall be deemed to have been filed in a timely
150 manner. The appropriate officer may establish a policy whereby disclosure
151 reports may be filed by facsimile transmission.

152 9. Each candidate for the office of state representative, state senator, and
153 for statewide elected office shall file all disclosure reports described in section
154 130.041 electronically with the Missouri ethics commission. The Missouri ethics
155 commission shall promulgate rules establishing the standard for electronic filings
156 with the commission and shall propose such rules for the importation of files to
157 the reporting program.

158 10. Any rule or portion of a rule, as that term is defined in section
159 536.010, that is created under the authority delegated in this section shall
160 become effective only if it complies with and is subject to all of the provisions of
161 chapter 536 and, if applicable, section 536.028. This section and chapter 536 are
162 nonseverable and if any of the powers vested with the general assembly pursuant
163 to chapter 536 to review, to delay the effective date, or to disapprove and annul
164 a rule are subsequently held unconstitutional, then the grant of rulemaking
165 authority and any rule proposed or adopted after August 28, 2006, shall be
166 invalid and void.

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