

FIRST REGULAR SESSION

SENATE BILL NO. 92

97TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR JUSTUS.

Pre-filed December 28, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

0275S.01I

AN ACT

To amend chapter 130, RSMo, by adding thereto one new section relating to limiting financial contributions to support campaigns for certain public offices.

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

Section A. Chapter 130, RSMo, is amended by adding thereto one new
2 section, to be known as section 130.032, to read as follows:

**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 committee, or any person other than the candidate in any one
4 election shall not 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, ten thousand dollars;**

8 **(2) To elect an individual to the office of state senator, five
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 office, including judicial
13 office, if the population of the electoral district, ward, or other unit
14 according to the latest decennial census is under one hundred
15 thousand, two thousand five hundred dollars;**

16 **(5) To elect an individual to any other office, including judicial
17 office, if the population of the electoral district, ward, or other unit
18 according to the latest decennial census is at least one hundred
19 thousand but less than two hundred fifty, five thousand dollars; and**

20 **(6) To elect an individual to any other office, including judicial**
21 **office, if the population of the electoral district, ward, or other unit**
22 **according to the latest decennial census is at least two hundred fifty**
23 **thousand, ten thousand dollars.**

24 **2. For purposes of this subsection "base year amount" shall be the**
25 **contribution limits prescribed in this section on January 1, 2014. Such**
26 **limits shall be increased on the first day of January in each**
27 **even-numbered year by multiplying the base year amount by the**
28 **cumulative consumer price index, as defined in section 104.010 and**
29 **rounded to the nearest twenty-five-dollar amount.**

30 **3. Contributions from persons under fourteen years of age shall**
31 **be considered made by the parents or guardians of such person and**
32 **shall be attributed toward any contribution limits prescribed in this**
33 **chapter. Where the contributor under fourteen years of age has two**
34 **custodial parents or guardians, fifty percent of the contribution shall**
35 **be attributed to each parent or guardian, and where such contributor**
36 **has one custodial parent or guardian, all such contributions shall be**
37 **attributed to the custodial parent or guardian.**

38 **4. Contributions received and expenditures made prior to August**
39 **28, 2013, shall be reported as a separate account and pursuant to the**
40 **laws in effect at the time such contributions are received or**
41 **expenditures made. Contributions received and expenditures made**
42 **after August 28, 2013, shall be reported as a separate account from the**
43 **aforementioned account and pursuant to the provisions of this**
44 **chapter. The account reported pursuant to the prior law shall be**
45 **retained as a separate account and any remaining funds in such**
46 **account may be used pursuant to this chapter and section 130.034.**

47 **5. Any committee which accepts or gives contributions other**
48 **than those allowed shall be subject to a surcharge of one thousand**
49 **dollars plus an amount equal to the contribution per nonallowable**
50 **contribution, to be paid to the ethics commission and which shall be**
51 **transferred to the director of revenue, upon notification of such**
52 **nonallowable contribution by the ethics commission, and after the**
53 **candidate has had ten business days after receipt of notice to return**
54 **the contribution to the contributor. The candidate and the candidate**
55 **committee treasurer or deputy treasurer owing a surcharge shall be**
56 **personally liable for the payment of the surcharge or may pay such**

57 surcharge only from campaign funds existing on the date of the receipt
58 of notice. Such surcharge shall constitute a debt to the state
59 enforceable under, but not limited to, the provisions of chapter 143.

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