

SENATE SUBSTITUTE
FOR
SENATE COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 2166

AN ACT

To repeal section 105.470, RSMo, section 105.473 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by house bill no. 1900, ninety-third general assembly, second regular session, and to enact in lieu thereof two new sections relating solely to lobbyist expenditures, with an existing penalty provision.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,
AS FOLLOWS:

1 Section A. Section 105.470, RSMo, section 105.473 as
2 enacted by senate bill no. 844, ninety-fifth general assembly,
3 second regular session, section 105.473 as enacted by house bill
4 no. 1900, ninety-third general assembly, second regular session,
5 are repealed and two new sections enacted in lieu thereof, to be
6 known as sections 105.470 and 105.473, to read as follows:

7 105.470. As used in section 105.473, unless the context
8 requires otherwise, the following words and terms mean:

9 (1) "Elected local government official lobbyist", any
10 natural person employed specifically for the purpose of
11 attempting to influence any action by a local government official
12 elected in a county, city, town, or village with an annual
13 operating budget of over ten million dollars;

14 (2) "Executive lobbyist", any natural person who acts for

1 the purpose of attempting to influence any action by the
2 executive branch of government or by any elected or appointed
3 official, employee, department, division, agency or board or
4 commission thereof and in connection with such activity, meets
5 the requirements of any one or more of the following:

6 (a) Is acting in the ordinary course of employment on
7 behalf of or for the benefit of such person's employer; or

8 (b) Is engaged for pay or for any valuable consideration
9 for the purpose of performing such activity; or

10 (c) Is designated to act as a lobbyist by any person,
11 business entity, governmental entity, religious organization,
12 nonprofit corporation, association or other entity; or

13 (d) Makes total expenditures of fifty dollars or more
14 during the twelve-month period beginning January first and ending
15 December thirty-first for the benefit of one or more public
16 officials or one or more employees of the executive branch of
17 state government in connection with such activity.

18
19 An "executive lobbyist" shall not include a member of the general
20 assembly, an elected state official, or any other person solely
21 due to such person's participation in any of the following
22 activities:

23 a. Appearing or inquiring in regard to a complaint,
24 citation, summons, adversary proceeding, or contested case before
25 a state board, commission, department, division or agency of the
26 executive branch of government or any elected or appointed
27 officer or employee thereof;

28 b. Preparing, filing or inquiring, or responding to any

1 audit, regarding any tax return, any public document, permit or
2 contract, any application for any permit or license or
3 certificate, or any document required or requested to be filed
4 with the state or a political subdivision;

5 c. Selling of goods or services to be paid for by public
6 funds, provided that such person is attempting to influence only
7 the person authorized to authorize or enter into a contract to
8 purchase the goods or services being offered for sale;

9 d. Participating in public hearings or public proceedings
10 on rules, grants, or other matters;

11 e. Responding to any request for information made by any
12 public official or employee of the executive branch of
13 government;

14 f. Preparing or publication of an editorial, a newsletter,
15 newspaper, magazine, radio or television broadcast, or similar
16 news medium, whether print or electronic;

17 g. Acting within the scope of employment by the general
18 assembly, or acting within the scope of employment by the
19 executive branch of government when acting with respect to the
20 department, division, board, commission, agency or elected state
21 officer by which such person is employed, or with respect to any
22 duty or authority imposed by law to perform any action in
23 conjunction with any other public official or state employee; or

24 h. Testifying as a witness before a state board, commission
25 or agency of the executive branch;

26 (3) "Expenditure", any payment made or charge, expense,
27 cost, debt or bill incurred; any gift[, honorarium] or item of
28 value bestowed including any food or beverage; any price, charge

1 or fee which is waived, forgiven, reduced or indefinitely
2 delayed; any loan or debt which is cancelled, reduced or
3 otherwise forgiven; the transfer of any item with a reasonably
4 discernible cost or fair market value from one person to another
5 or provision of any service or granting of any opportunity for
6 which a charge is customarily made, without charge or for a
7 reduced charge; except that the term "expenditure" shall not
8 include the following:

9 (a) Any item, service or thing of value transferred to any
10 person within the third degree of consanguinity or affinity of
11 the transferor which is unrelated to any activity of the
12 transferor as a lobbyist;

13 (b) Informational material such as books, reports,
14 pamphlets, calendars or periodicals informing a public official
15 regarding such person's official duties, or souvenirs or mementos
16 valued at less than ten dollars;

17 (c) Contributions to the public official's campaign
18 committee or candidate committee which are reported pursuant to
19 the provisions of chapter 130;

20 (d) Any loan made or other credit accommodations granted or
21 other payments made by any person or entity which extends credit
22 or makes loan accommodations or such payments in the regular
23 ordinary scope and course of business, provided that such are
24 extended, made or granted in the ordinary course of such person's
25 or entity's business to persons who are not public officials;

26 (e) Any item, service or thing of de minimis value offered
27 to the general public, whether or not the recipient is a public
28 official or a staff member, employee, spouse or dependent child

1 of a public official, and only if the grant of the item, service
2 or thing of de minimis value is not motivated in any way by the
3 recipient's status as a public official or staff member,
4 employee, spouse or dependent child of a public official;

5 (f) The transfer of any item, provision of any service, or
6 granting of any opportunity with a reasonably discernible cost or
7 fair market value when such item, service, or opportunity is
8 necessary for a public official or employee to perform his or her
9 duty in his or her official capacity, including but not limited
10 to entrance fees to any sporting event, museum, or other venue
11 when the official or employee is participating in a ceremony,
12 public presentation or official meeting therein;

13 (g) Any payment, gift, compensation, fee, expenditure or
14 anything of value which is bestowed upon or given to any public
15 official or a staff member, employee, spouse or dependent child
16 of a public official when it is compensation for employment or
17 given as an employment benefit and when such employment is in
18 addition to their employment as a public official;

19 (h) Any plaque, award, or item that signifies the honorary
20 recognition of a service or other notable accomplishment;

21 (4) "Judicial lobbyist", any natural person who acts for
22 the purpose of attempting to influence any purchasing decision by
23 the judicial branch of government or by any elected or appointed
24 official or any employee thereof and in connection with such
25 activity, meets the requirements of any one or more of the
26 following:

27 (a) Is acting in the ordinary course of employment which
28 primary purpose is to influence the judiciary in its purchasing

1 decisions on a regular basis on behalf of or for the benefit of
2 such person's employer, except that this shall not apply to any
3 person who engages in lobbying on an occasional basis only and
4 not as a regular pattern of conduct; or

5 (b) Is engaged for pay or for any valuable consideration
6 for the purpose of performing such activity; or

7 (c) Is designated to act as a lobbyist by any person,
8 business entity, governmental entity, religious organization,
9 nonprofit corporation or association; or

10 (d) Makes total expenditures of fifty dollars or more
11 during the twelve-month period beginning January first and ending
12 December thirty-first for the benefit of one or more public
13 officials or one or more employees of the judicial branch of
14 state government in connection with attempting to influence such
15 purchasing decisions by the judiciary.

16
17 A "judicial lobbyist" shall not include a member of the general
18 assembly, an elected state official, or any other person solely
19 due to such person's participation in any of the following
20 activities:

21 a. Appearing or inquiring in regard to a complaint,
22 citation, summons, adversary proceeding, or contested case before
23 a state court;

24 b. Participating in public hearings or public proceedings
25 on rules, grants, or other matters;

26 c. Responding to any request for information made by any
27 judge or employee of the judicial branch of government;

28 d. Preparing, distributing or publication of an editorial,

1 a newsletter, newspaper, magazine, radio or television broadcast,
2 or similar news medium, whether print or electronic; or

3 e. Acting within the scope of employment by the general
4 assembly, or acting within the scope of employment by the
5 executive branch of government when acting with respect to the
6 department, division, board, commission, agency or elected state
7 officer by which such person is employed, or with respect to any
8 duty or authority imposed by law to perform any action in
9 conjunction with any other public official or state employee;

10 (5) "Legislative lobbyist", any natural person who acts for
11 the purpose of attempting to influence the taking, passage,
12 amendment, delay or defeat of any official action on any bill,
13 resolution, amendment, nomination, appointment, report or any
14 other action or any other matter pending or proposed in a
15 legislative committee in either house of the general assembly, or
16 in any matter which may be the subject of action by the general
17 assembly and in connection with such activity, meets the
18 requirements of any one or more of the following:

19 (a) Is acting in the ordinary course of employment, which
20 primary purpose is to influence legislation on a regular basis,
21 on behalf of or for the benefit of such person's employer, except
22 that this shall not apply to any person who engages in lobbying
23 on an occasional basis only and not as a regular pattern of
24 conduct; or

25 (b) Is engaged for pay or for any valuable consideration
26 for the purpose of performing such activity; or

27 (c) Is designated to act as a lobbyist by any person,
28 business entity, governmental entity, religious organization,

1 nonprofit corporation, association or other entity; or

2 (d) Makes total expenditures of fifty dollars or more
3 during the twelve-month period beginning January first and ending
4 December thirty-first for the benefit of one or more public
5 officials or one or more employees of the legislative branch of
6 state government in connection with such activity.

7
8 A "legislative lobbyist" shall include an attorney at law engaged
9 in activities on behalf of any person unless excluded by any of
10 the following exceptions. A "legislative lobbyist" shall not
11 include any member of the general assembly, an elected state
12 official, or any other person solely due to such person's
13 participation in any of the following activities:

14 a. Responding to any request for information made by any
15 public official or employee of the legislative branch of
16 government;

17 b. Preparing or publication of an editorial, a newsletter,
18 newspaper, magazine, radio or television broadcast, or similar
19 news medium, whether print or electronic;

20 c. Acting within the scope of employment of the legislative
21 branch of government when acting with respect to the general
22 assembly or any member thereof;

23 d. Testifying as a witness before the general assembly or
24 any committee thereof;

25 (6) "Lobbyist", any natural person defined as an executive
26 lobbyist, judicial lobbyist, elected local government official
27 lobbyist, or a legislative lobbyist;

28 (7) "Lobbyist principal", any person, business entity,

1 governmental entity, religious organization, nonprofit
2 corporation or association who employs, contracts for pay or
3 otherwise compensates a lobbyist;

4 (8) "Public official", any member or member-elect of the
5 general assembly, judge or judicial officer, or any other person
6 holding an elective office of state government or any agency
7 head, department director or division director of state
8 government or any member of any state board or commission and any
9 designated decision-making public servant designated by persons
10 described in this subdivision.

11 [105.473. 1. Each lobbyist shall, not later than
12 January fifth of each year or five days after beginning
13 any activities as a lobbyist, file standardized
14 registration forms, verified by a written declaration
15 that it is made under the penalties of perjury, along
16 with a filing fee of ten dollars, with the commission.
17 The forms shall include the lobbyist's name and
18 business address, the name and address of all persons
19 such lobbyist employs for lobbying purposes, the name
20 and address of each lobbyist principal by whom such
21 lobbyist is employed or in whose interest such lobbyist
22 appears or works. The commission shall maintain files
23 on all lobbyists' filings, which shall be open to the
24 public. Each lobbyist shall file an updating statement
25 under oath within one week of any addition, deletion,
26 or change in the lobbyist's employment or
27 representation. The filing fee shall be deposited to
28 the general revenue fund of the state. The lobbyist
29 principal or a lobbyist employing another person for
30 lobbying purposes may notify the commission that a
31 judicial, executive or legislative lobbyist is no
32 longer authorized to lobby for the principal or the
33 lobbyist and should be removed from the commission's
34 files.

35 2. Each person shall, before giving testimony
36 before any committee of the general assembly, give to
37 the secretary of such committee such person's name and
38 address and the identity of any lobbyist or
39 organization, if any, on whose behalf such person
40 appears. A person who is not a lobbyist as defined in
41 section 105.470 shall not be required to give such
42 person's address if the committee determines that the
43 giving of such address would endanger the person's

1 physical health.

2 3. (1) During any period of time in which a
3 lobbyist continues to act as an executive lobbyist,
4 judicial lobbyist, legislative lobbyist, or elected
5 local government official lobbyist, the lobbyist shall
6 file with the commission on standardized forms
7 prescribed by the commission monthly reports which
8 shall be due at the close of business on the tenth day
9 of the following month;

10 (2) Each report filed pursuant to this subsection
11 shall include a statement, verified by a written
12 declaration that it is made under the penalties of
13 perjury, setting forth the following:

14 (a) The total of all expenditures by the lobbyist
15 or his or her lobbyist principals made on behalf of all
16 public officials, their staffs and employees, and their
17 spouses and dependent children, which expenditures
18 shall be separated into at least the following
19 categories by the executive branch, judicial branch and
20 legislative branch of government: printing and
21 publication expenses; media and other advertising
22 expenses; travel; the time, venue, and nature of any
23 entertainment; honoraria; meals, food and beverages;
24 and gifts;

25 (b) The total of all expenditures by the lobbyist
26 or his or her lobbyist principals made on behalf of all
27 elected local government officials, their staffs and
28 employees, and their spouses and children. Such
29 expenditures shall be separated into at least the
30 following categories: printing and publication
31 expenses; media and other advertising expenses; travel;
32 the time, venue, and nature of any entertainment;
33 honoraria; meals; food and beverages; and gifts;

34 (c) An itemized listing of the name of the
35 recipient and the nature and amount of each expenditure
36 by the lobbyist or his or her lobbyist principal,
37 including a service or anything of value, for all
38 expenditures made during any reporting period, paid or
39 provided to or for a public official or elected local
40 government official, such official's staff, employees,
41 spouse or dependent children;

42 (d) The total of all expenditures made by a
43 lobbyist or lobbyist principal for occasions and the
44 identity of the group invited, the date, location, and
45 description of the occasion and the amount of the
46 expenditure for each occasion when any of the following
47 are invited in writing:

48 a. All members of the senate, which may or may
49 not include senate staff and employees under the direct
50 supervision of a state senator;

51 b. All members of the house of representatives,

1 which may or may not include house staff and employees
2 under the direct supervision of a state representative;

3 c. All members of a joint committee of the
4 general assembly or a standing committee of either the
5 house of representatives or senate, which may or may
6 not include joint and standing committee staff;

7 d. All members of a caucus of the majority party
8 of the house of representatives, minority party of the
9 house of representatives, majority party of the senate,
10 or minority party of the senate;

11 e. All statewide officials, which may or may not
12 include the staff and employees under the direct
13 supervision of the statewide official;

14 (e) Any expenditure made on behalf of a public
15 official, an elected local government official or such
16 official's staff, employees, spouse or dependent
17 children, if such expenditure is solicited by such
18 official, the official's staff, employees, or spouse or
19 dependent children, from the lobbyist or his or her
20 lobbyist principals and the name of such person or
21 persons, except any expenditures made to any
22 not-for-profit corporation, charitable, fraternal or
23 civic organization or other association formed to
24 provide for good in the order of benevolence and except
25 for any expenditure reported under paragraph (d) of
26 this subdivision;

27 (f) A statement detailing any direct business
28 relationship or association or partnership the lobbyist
29 has with any public official or elected local
30 government official. The reports required by this
31 subdivision shall cover the time periods since the
32 filing of the last report or since the lobbyist's
33 employment or representation began, whichever is most
34 recent.

35 4. No expenditure reported pursuant to this
36 section shall include any amount expended by a lobbyist
37 or lobbyist principal on himself or herself. All
38 expenditures disclosed pursuant to this section shall
39 be valued on the report at the actual amount of the
40 payment made, or the charge, expense, cost, or
41 obligation, debt or bill incurred by the lobbyist or
42 the person the lobbyist represents. Whenever a
43 lobbyist principal employs more than one lobbyist,
44 expenditures of the lobbyist principal shall not be
45 reported by each lobbyist, but shall be reported by one
46 of such lobbyists. No expenditure shall be made on
47 behalf of a state senator or state representative, or
48 such public official's staff, employees, spouse, or
49 dependent children for travel or lodging outside the
50 state of Missouri unless such travel or lodging was
51 approved prior to the date of the expenditure by the

1 administration and accounts committee of the house or
2 the administration committee of the senate.

3 5. Any lobbyist principal shall provide in a
4 timely fashion whatever information is reasonably
5 requested by the lobbyist principal's lobbyist for use
6 in filing the reports required by this section.

7 6. All information required to be filed pursuant
8 to the provisions of this section with the commission
9 shall be kept available by the executive director of
10 the commission at all times open to the public for
11 inspection and copying for a reasonable fee for a
12 period of five years from the date when such
13 information was filed.

14 7. No person shall knowingly employ any person
15 who is required to register as a registered lobbyist
16 but is not registered pursuant to this section. Any
17 person who knowingly violates this subsection shall be
18 subject to a civil penalty in an amount of not more
19 than ten thousand dollars for each violation. Such
20 civil penalties shall be collected by action filed by
21 the commission.

22 8. Any lobbyist found to knowingly omit, conceal,
23 or falsify in any manner information required pursuant
24 to this section shall be guilty of a class A
25 misdemeanor.

26 9. The prosecuting attorney of Cole County shall
27 be reimbursed only out of funds specifically
28 appropriated by the general assembly for investigations
29 and prosecutions for violations of this section.

30 10. Any public official or other person whose
31 name appears in any lobbyist report filed pursuant to
32 this section who contests the accuracy of the portion
33 of the report applicable to such person may petition
34 the commission for an audit of such report and shall
35 state in writing in such petition the specific
36 disagreement with the contents of such report. The
37 commission shall investigate such allegations in the
38 manner described in section 105.959. If the commission
39 determines that the contents of such report are
40 incorrect, incomplete or erroneous, it shall enter an
41 order requiring filing of an amended or corrected
42 report.

43 11. The commission shall provide a report listing
44 the total spent by a lobbyist for the month and year to
45 any member or member-elect of the general assembly,
46 judge or judicial officer, or any other person holding
47 an elective office of state government or any elected
48 local government official on or before the twentieth
49 day of each month. For the purpose of providing
50 accurate information to the public, the commission
51 shall not publish information in either written or

1 electronic form for ten working days after providing
2 the report pursuant to this subsection. The commission
3 shall not release any portion of the lobbyist report if
4 the accuracy of the report has been questioned pursuant
5 to subsection 10 of this section unless it is
6 conspicuously marked "Under Review".

7 12. Each lobbyist or lobbyist principal by whom
8 the lobbyist was employed, or in whose behalf the
9 lobbyist acted, shall provide a general description of
10 the proposed legislation or action by the executive
11 branch or judicial branch which the lobbyist or
12 lobbyist principal supported or opposed. This
13 information shall be supplied to the commission on
14 March fifteenth and May thirtieth of each year.

15 13. The provisions of this section shall
16 supersede any contradicting ordinances or charter
17 provisions.]

18
19 105.473. 1. Each lobbyist shall, not later than January
20 fifth of each year or five days after beginning any activities as
21 a lobbyist, file standardized registration forms, verified by a
22 written declaration that it is made under the penalties of
23 perjury, along with a filing fee of ten dollars, with the
24 commission. The forms shall include the lobbyist's name and
25 business address, the name and address of all persons such
26 lobbyist employs for lobbying purposes, the name and address of
27 each lobbyist principal by whom such lobbyist is employed or in
28 whose interest such lobbyist appears or works. The commission
29 shall maintain files on all lobbyists' filings, which shall be
30 open to the public. Each lobbyist shall file an updating
31 statement under oath within one week of any addition, deletion,
32 or change in the lobbyist's employment or representation. The
33 filing fee shall be deposited to the general revenue fund of the
34 state. The lobbyist principal or a lobbyist employing another
35 person for lobbying purposes may notify the commission that a
36 judicial, executive or legislative lobbyist is no longer

1 authorized to lobby for the principal or the lobbyist and should
2 be removed from the commission's files.

3 2. Each person shall, before giving testimony before any
4 committee of the general assembly, give to the secretary of such
5 committee such person's name and address and the identity of any
6 lobbyist or organization, if any, on whose behalf such person
7 appears. A person who is not a lobbyist as defined in section
8 105.470 shall not be required to give such person's address if
9 the committee determines that the giving of such address would
10 endanger the person's physical health.

11 3. (1) During any period of time in which a lobbyist
12 continues to act as an executive lobbyist, judicial lobbyist,
13 legislative lobbyist, or elected local government official
14 lobbyist, the lobbyist shall file with the commission on
15 standardized forms prescribed by the commission monthly reports
16 which shall be due at the close of business on the tenth day of
17 the following month;

18 (2) Each report filed pursuant to this subsection shall
19 include a statement, verified by a written declaration that it is
20 made under the penalties of perjury, setting forth the following:

21 (a) The total of all expenditures by the lobbyist or his or
22 her lobbyist principals made on behalf of all public officials,
23 their staffs and employees, and their spouses and dependent
24 children, which expenditures shall be separated into at least the
25 following categories by the executive branch, judicial branch and
26 legislative branch of government: printing and publication
27 expenses; media and other advertising expenses; travel; the time,
28 venue, and nature of any entertainment; honoraria; meals, food

1 and beverages; and gifts;

2 (b) The total of all expenditures by the lobbyist or his or
3 her lobbyist principals made on behalf of all elected local
4 government officials, their staffs and employees, and their
5 spouses and children. Such expenditures shall be separated into
6 at least the following categories: printing and publication
7 expenses; media and other advertising expenses; travel; the time,
8 venue, and nature of any entertainment; [honoraria;] meals; food
9 and beverages; and gifts;

10 (c) An itemized listing of the name of the recipient and
11 the nature and amount of each expenditure by the lobbyist or his
12 or her lobbyist principal, including a service or anything of
13 value, for all expenditures made during any reporting period,
14 paid or provided to or for a public official or elected local
15 government official, such official's staff, employees, spouse or
16 dependent children;

17 (d) The total of all expenditures made by a lobbyist or
18 lobbyist principal for occasions and the identity of the group
19 invited, the date and description of the occasion and the amount
20 of the expenditure for each occasion when any of the following
21 are invited seventy-two hours in advance using the same
22 communication medium and in writing:

23 a. All members of the senate, which may or may not include
24 staff and employees;

25 b. All members of the house of representatives, which may
26 or may not include staff and employees;

27 c. [All members of a joint committee of the general
28 assembly or a standing committee of either the house of

1 representatives or senate; or

2 d.] All members of a caucus of the majority party of the
3 house of representatives, minority party of the house of
4 representatives, majority party of the senate, or minority party
5 of the senate, which may or may not include staff and employees;

6 d. All members of the general assembly, which may or may
7 not include staff and employees; and

8 e. All statewide officials, which may or may not include
9 staff and employees;

10 (e) Any expenditure made on behalf of a public official, an
11 elected local government official or such official's staff,
12 employees, spouse or dependent children, if such expenditure is
13 solicited by such official, the official's staff, employees, or
14 spouse or dependent children, from the lobbyist or his or her
15 lobbyist principals and the name of such person or persons,
16 except any expenditures made to any not-for-profit corporation,
17 charitable, fraternal or civic organization or other association
18 formed to provide for good in the order of benevolence;

19 (f) A statement detailing any direct business relationship
20 or association or partnership the lobbyist has with any public
21 official or elected local government official. The reports
22 required by this subdivision shall cover the time periods since
23 the filing of the last report or since the lobbyist's employment
24 or representation began, whichever is most recent.

25 4. No expenditure reported pursuant to this section shall
26 include any amount expended by a lobbyist or lobbyist principal
27 on himself or herself. All expenditures disclosed pursuant to
28 this section shall be valued on the report at the actual amount

1 of the payment made, or the charge, expense, cost, or obligation,
2 debt or bill incurred by the lobbyist or the person the lobbyist
3 represents. Whenever a lobbyist principal employs more than one
4 lobbyist, expenditures of the lobbyist principal shall not be
5 reported by each lobbyist, but shall be reported by one of such
6 lobbyists. No expenditure shall be made on behalf of a state
7 senator or state representative, or such public official's staff,
8 employees, spouse, or dependent children for travel or lodging
9 outside the state of Missouri unless such travel or lodging was
10 approved prior to the date of the expenditure by the
11 administration and accounts committee of the house or the
12 administration committee of the senate.

13 5. Any lobbyist principal shall provide in a timely fashion
14 whatever information is reasonably requested by the lobbyist
15 principal's lobbyist for use in filing the reports required by
16 this section.

17 6. All information required to be filed pursuant to the
18 provisions of this section with the commission shall be kept
19 available by the executive director of the commission at all
20 times open to the public for inspection and copying for a
21 reasonable fee for a period of five years from the date when such
22 information was filed.

23 7. No person shall knowingly employ any person who is
24 required to register as a registered lobbyist but is not
25 registered pursuant to this section. Any person who knowingly
26 violates this subsection shall be subject to a civil penalty in
27 an amount of not more than ten thousand dollars for each
28 violation. Such civil penalties shall be collected by action

1 filed by the commission.

2 8. No lobbyist shall knowingly omit, conceal, or falsify in
3 any manner information required pursuant to this section.

4 9. The prosecuting attorney of Cole County shall be
5 reimbursed only out of funds specifically appropriated by the
6 general assembly for investigations and prosecutions for
7 violations of this section.

8 10. Any public official or other person whose name appears
9 in any lobbyist report filed pursuant to this section who
10 contests the accuracy of the portion of the report applicable to
11 such person may petition the commission for an audit of such
12 report and shall state in writing in such petition the specific
13 disagreement with the contents of such report. The commission
14 shall investigate such allegations in the manner described in
15 section 105.959. If the commission determines that the contents
16 of such report are incorrect, incomplete or erroneous, it shall
17 enter an order requiring filing of an amended or corrected
18 report.

19 11. The commission shall provide a report listing the total
20 spent by a lobbyist for the month and year to any member or
21 member-elect of the general assembly, judge or judicial officer,
22 or any other person holding an elective office of state
23 government or any elected local government official on or before
24 the twentieth day of each month. For the purpose of providing
25 accurate information to the public, the commission shall not
26 publish information in either written or electronic form for ten
27 working days after providing the report pursuant to this
28 subsection. The commission shall not release any portion of the

1 lobbyist report if the accuracy of the report has been questioned
2 pursuant to subsection 10 of this section unless it is
3 conspicuously marked "Under Review".

4 12. Each lobbyist or lobbyist principal by whom the
5 lobbyist was employed, or in whose behalf the lobbyist acted,
6 shall provide a general description of the proposed legislation
7 or action by the executive branch or judicial branch which the
8 lobbyist or lobbyist principal supported or opposed. This
9 information shall be supplied to the commission on March
10 fifteenth and May thirtieth of each year.

11 13. The provisions of this section shall supersede any
12 contradicting ordinances or charter provisions.

13 14. Notwithstanding any provision of law to the contrary,
14 no lobbyist principal or lobbyist or any other person acting on
15 behalf of a lobbyist principal or lobbyist shall make any
16 expenditure for any public official of the state, his or her
17 staff, or his or her spouse or dependent children, except for
18 expenditures reported under paragraph (d) of subdivision (2) of
19 subsection 3 of this section.