

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5 are repealed and two new sections enacted in lieu thereof, to be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 or any superintendent
13 or school board member of a school district or any member of the
14 governing body of a charter school with an annual operating

1 budget of over ten million dollars;

2 (2) "Executive lobbyist", any natural person who acts for
3 the purpose of attempting to influence any action by the
4 executive branch of government or by any elected or appointed
5 official, employee, department, division, agency or board or
6 commission thereof and in connection with such activity, meets
7 the requirements of any one or more of the following:

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

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

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

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

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

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

1 officer or employee thereof;

2 b. Preparing, filing or inquiring, or responding to any
3 audit, regarding any tax return, any public document, permit or
4 contract, any application for any permit or license or
5 certificate, or any document required or requested to be filed
6 with the state or a political subdivision;

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

11 d. Participating in public hearings or public proceedings
12 on rules, grants, or other matters;

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

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

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

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

28 (3) "Expenditure", any payment made or charge, expense,

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

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

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

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

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

28 (e) Any item, service or thing of de minimis value offered

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

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

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

21 (h) Any plaque or award that signifies the honorary
22 recognition of a service or other notable accomplishment,
23 provided such plaque or award does not exceed fifty dollars;

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

1 following:

2 (a) Is acting in the ordinary course of employment which
3 primary purpose is to influence the judiciary in its purchasing
4 decisions on a regular basis on behalf of or for the benefit of
5 such person's employer, except that this shall not apply to any
6 person who engages in lobbying on an occasional basis only and
7 not as a regular pattern of conduct; 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 or association; 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 judicial branch of
17 state government in connection with attempting to influence such
18 purchasing decisions by the judiciary.

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

24 a. Appearing or inquiring in regard to a complaint,
25 citation, summons, adversary proceeding, or contested case before
26 a state court;

27 b. Participating in public hearings or public proceedings
28 on rules, grants, or other matters;

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

3 d. Preparing, distributing or publication of an editorial,
4 a newsletter, newspaper, magazine, radio or television broadcast,
5 or similar news medium, whether print or electronic; or

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

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

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

28 (b) Is engaged for pay or for any valuable consideration

1 for the purpose of performing such activity; or

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

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

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

17 a. Responding to any request for information made by any
18 public official or employee of the legislative branch of
19 government;

20 b. Preparing or publication of an editorial, a newsletter,
21 newspaper, magazine, radio or television broadcast, or similar
22 news medium, whether print or electronic;

23 c. Acting within the scope of employment of the legislative
24 branch of government when acting with respect to the general
25 assembly or any member thereof;

26 d. Testifying as a witness before the general assembly or
27 any committee thereof;

28 (6) "Lobbyist", any natural person defined as an executive

1 lobbyist, judicial lobbyist, elected local government official
2 lobbyist, or a legislative lobbyist;

3 (7) "Lobbyist principal", any person, business entity,
4 governmental entity, religious organization, nonprofit
5 corporation or association who employs, contracts for pay or
6 otherwise compensates a lobbyist;

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

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

38 2. Each person shall, before giving testimony
39 before any committee of the general assembly, give to
40 the secretary of such committee such person's name and

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

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

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

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

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

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

48 (d) The total of all expenditures made by a
49 lobbyist or lobbyist principal for occasions and the
50 identity of the group invited, the date, location, and
51 description of the occasion and the amount of the

1 expenditure for each occasion when any of the following
2 are invited in writing:

3 a. All members of the senate, which may or may
4 not include senate staff and employees under the direct
5 supervision of a state senator;

6 b. All members of the house of representatives,
7 which may or may not include house staff and employees
8 under the direct supervision of a state representative;

9 c. All members of a joint committee of the
10 general assembly or a standing committee of either the
11 house of representatives or senate, which may or may
12 not include joint and standing committee staff;

13 d. All members of a caucus of the majority party
14 of the house of representatives, minority party of the
15 house of representatives, majority party of the senate,
16 or minority party of the senate;

17 e. All statewide officials, which may or may not
18 include the staff and employees under the direct
19 supervision of the statewide official;

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

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

41 4. No expenditure reported pursuant to this
42 section shall include any amount expended by a lobbyist
43 or lobbyist principal on himself or herself. All
44 expenditures disclosed pursuant to this section shall
45 be valued on the report at the actual amount of the
46 payment made, or the charge, expense, cost, or
47 obligation, debt or bill incurred by the lobbyist or
48 the person the lobbyist represents. Whenever a
49 lobbyist principal employs more than one lobbyist,
50 expenditures of the lobbyist principal shall not be
51 reported by each lobbyist, but shall be reported by one

1 of such lobbyists. No expenditure shall be made on
2 behalf of a state senator or state representative, or
3 such public official's staff, employees, spouse, or
4 dependent children for travel or lodging outside the
5 state of Missouri unless such travel or lodging was
6 approved prior to the date of the expenditure by the
7 administration and accounts committee of the house or
8 the administration committee of the senate.

9 5. Any lobbyist principal shall provide in a
10 timely fashion whatever information is reasonably
11 requested by the lobbyist principal's lobbyist for use
12 in filing the reports required by this section.

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

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

28 8. Any lobbyist found to knowingly omit, conceal,
29 or falsify in any manner information required pursuant
30 to this section shall be guilty of a class A
31 misdemeanor.

32 9. The prosecuting attorney of Cole County shall
33 be reimbursed only out of funds specifically
34 appropriated by the general assembly for investigations
35 and prosecutions for violations of this section.

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

49 11. The commission shall provide a report listing
50 the total spent by a lobbyist for the month and year to
51 any member or member-elect of the general assembly,

1 judge or judicial officer, or any other person holding
2 an elective office of state government or any elected
3 local government official on or before the twentieth
4 day of each month. For the purpose of providing
5 accurate information to the public, the commission
6 shall not publish information in either written or
7 electronic form for ten working days after providing
8 the report pursuant to this subsection. The commission
9 shall not release any portion of the lobbyist report if
10 the accuracy of the report has been questioned pursuant
11 to subsection 10 of this section unless it is
12 conspicuously marked "Under Review".

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

21 13. The provisions of this section shall
22 supersede any contradicting ordinances or charter
23 provisions.]
24

25 105.473. 1. Each lobbyist shall, not later than January
26 fifth of each year or five days after beginning any activities as
27 a lobbyist, file standardized registration forms, verified by a
28 written declaration that it is made under the penalties of
29 perjury, along with a filing fee of ten dollars, with the
30 commission. The forms shall include the lobbyist's name and
31 business address, the name and address of all persons such
32 lobbyist employs for lobbying purposes, the name and address of
33 each lobbyist principal by whom such lobbyist is employed or in
34 whose interest such lobbyist appears or works. The commission
35 shall maintain files on all lobbyists' filings, which shall be
36 open to the public. Each lobbyist shall file an updating
37 statement under oath within one week of any addition, deletion,
38 or change in the lobbyist's employment or representation. The
39 filing fee shall be deposited to the general revenue fund of the

1 state. The lobbyist principal or a lobbyist employing another
2 person for lobbying purposes may notify the commission that a
3 judicial, executive or legislative lobbyist is no longer
4 authorized to lobby for the principal or the lobbyist and should
5 be removed from the commission's files.

6 2. Each person shall, before giving testimony before any
7 committee of the general assembly, give to the secretary of such
8 committee such person's name and address and the identity of any
9 lobbyist or organization, if any, on whose behalf such person
10 appears. A person who is not a lobbyist as defined in section
11 105.470 shall not be required to give such person's address if
12 the committee determines that the giving of such address would
13 endanger the person's physical health.

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

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

24 (a) The total of all expenditures by the lobbyist or his or
25 her lobbyist principals made on behalf of all public officials,
26 their staffs and employees, and their spouses and dependent
27 children, which expenditures shall be separated into at least the
28 following categories by the executive branch, judicial branch and

1 legislative branch of government: printing and publication
2 expenses; media and other advertising expenses; travel; the time,
3 venue, and nature of any entertainment; honoraria; meals, food
4 and beverages; and gifts;

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

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

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

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

28 b. All members of the house of representatives, which may

1 or may not include staff and employees; or

2 c. All members of [a joint committee of] the general
3 assembly [or a standing committee of either the house of
4 representatives or senate; or

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

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

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

24 4. No expenditure reported pursuant to this section shall
25 include any amount expended by a lobbyist or lobbyist principal
26 on himself or herself. All expenditures disclosed pursuant to
27 this section shall be valued on the report at the actual amount
28 of the payment made, or the charge, expense, cost, or obligation,

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

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

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

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

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

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

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

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

1 pursuant to subsection 10 of this section unless it is
2 conspicuously marked "Under Review".

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

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

12 14. (1) No lobbyist, lobbyist principal, or any other
13 person acting on behalf of a lobbyist or lobbyist principal,
14 shall make any expenditure on behalf of any public official of
15 the state, or such public official's staff, spouse, or dependent
16 children unless it is for the purpose of providing a meal. No
17 lobbyist, lobbyist principal, or any other person acting on
18 behalf of a lobbyist or lobbyist principal, shall spend more than
19 fifty dollars on meals on behalf of any public official of the
20 state, or such public official's staff, spouse, or dependent
21 children on any calendar day. For purposes of this subsection,
22 the term "meal" shall include any occasion on which any type of
23 food or beverage is consumed.

24 (2) For purposes of this subsection, no lobbyist, lobbyist
25 principal, or person acting on behalf of a lobbyist or lobbyist
26 principal shall combine or join in making a payment for an
27 expenditure for a single occasion on behalf of any public
28 official of the state, or such public official's staff, spouse,

1 or dependent children.

2 (3) The expenditure limitation in subdivision (1) of this
3 subsection shall not apply to expenditures reported under
4 paragraph (d) of subdivision (2) of subsection 3 of this section.

5 (4) Violations of this subsection shall not be subject to
6 criminal penalties, but shall be enforced by the Missouri ethics
7 commission in the manner provided in sections 105.955 to 105.981.