

SENATE AMENDMENT NO. _____

Offered by _____ Of _____

Amend _____ SS/Senate Bill No. 305, Page 1, Section Title, Line 6,

by inserting after "session," the following: "section 130.041 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 130.041 as enacted by senate bills nos. 31 & 285, ninetieth general assembly, first regular session,"; and

Further amend said bill, page 22, Section 105.474, line 1 by inserting immediately after all of said line the following:

"105.487. The financial interest statements shall be filed at the following times, but no person is required to file more than one financial interest statement in any calendar year:

(1) Each candidate for elective office, except those candidates for county committee of a political party pursuant to section 115.609 or section 115.611, who is required to file a personal financial disclosure statement shall file a financial interest statement no later than fourteen days after the close of filing at which the candidate seeks nomination or election, and the statement shall be for the twelve months prior to the closing date, except that in the event an individual does not become a candidate until after the date of certification for candidates, the statement shall be filed within fourteen days of the

1 individual's nomination by caucus. An individual required to
2 file a financial interest statement because of the individual's
3 candidacy for office prior to a primary election in accordance
4 with this section is also required to amend such statement no
5 later than the close of business on Monday prior to the general
6 election to reflect any changes in financial interest during the
7 interim. The appropriate election authority shall provide to the
8 candidate at the time of filing for election written notice of
9 the candidate's obligation to file pursuant to sections 105.483
10 to 105.492 and the candidate shall sign a statement acknowledging
11 receipt of such notice;

12 (2) Each person appointed to office, except any person
13 elected for county committee of a political party pursuant to
14 section 115.617, and each official or employee described in
15 section 105.483 who is not otherwise covered in this subsection
16 shall file the statement within thirty days of such appointment
17 or employment;

18 (3) Every other person required by sections 105.483 to
19 105.492 to file a financial interest statement shall file the
20 statement ~~[annually]~~ biannually not later than the ~~[first]~~
21 fifteenth day of ~~[May and]~~ January ~~for~~ the statement ~~that~~ shall
22 cover the ~~[calendar year ending the immediately preceding]~~ period
23 from July first to December thirty-first of the preceding year,
24 and not later than July fifteenth for the statement that shall
25 cover the period from January first to June thirtieth of the same
26 calendar year; provided that the governor, lieutenant governor,
27 any member of the general assembly or any member of the governing
28 body of a political subdivision may supplement such person's
29 financial interest statement to report additional interests

1 acquired after [December thirty-first of the covered year until
2 the date of] any deadline for filing of [the] a financial
3 interest statement;

4 (4) The deadline for filing any statement required by
5 sections 105.483 to 105.492 shall be 5:00 p.m. of the last day
6 designated for filing the statement. When the last day of filing
7 falls on a Saturday or Sunday or on an official state holiday,
8 the deadline for filing is extended to 5:00 p.m. on the next day
9 which is not a Saturday or Sunday or official holiday. Any
10 statement required within a specified time shall be deemed to be
11 timely filed if it is postmarked not later than midnight of the
12 day previous to the last day designated for filing the
13 statement."; and

14 Further amend said bill, Page 32, Section 130.034, line 1 of
15 said page, by inserting after all of said line the following:

16 "[130.041. 1. Except as provided in subsection 5
17 of section 130.016, the candidate, if applicable,
18 treasurer or deputy treasurer of every committee which
19 is required to file a statement of organization, shall
20 file a legibly printed or typed disclosure report of
21 receipts and expenditures. The reports shall be filed
22 with the appropriate officer designated in section
23 130.026 at the times and for the periods prescribed in
24 section 130.046. Except as provided in sections
25 130.049 and 130.050, each report shall set forth:

26 (1) The full name, as required in the statement
27 of organization pursuant to subsection 5 of section
28 130.021, and mailing address of the committee filing
29 the report and the full name, mailing address and
30 telephone number of the committee's treasurer and
31 deputy treasurer if the committee has named a deputy
32 treasurer;

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

35 (3) Receipts for the period, including:

36 (a) Total amount of all monetary contributions
37 received which can be identified in the committee's
38 records by name and address of each contributor. In
39 addition, the candidate committee shall make a
40 reasonable effort to obtain and report the employer, or

1 occupation if self-employed or notation of retirement,
2 of each person from whom the committee received one or
3 more contributions which in the aggregate total in
4 excess of one hundred dollars and shall make a
5 reasonable effort to obtain and report a description of
6 any contractual relationship over five hundred dollars
7 between the contributor and the state if the candidate
8 is seeking election to a state office or between the
9 contributor and any political subdivision of the state
10 if the candidate is seeking election to another
11 political subdivision of the state;

12 (b) Total amount of all anonymous contributions
13 accepted;

14 (c) Total amount of all monetary contributions
15 received through fund-raising events or activities from
16 participants whose names and addresses were not
17 obtained with such contributions, with an attached
18 statement or copy of the statement describing each
19 fund-raising event as required in subsection 6 of
20 section 130.031;

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

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

30 (f) A listing of each loan received by name and
31 address of the lender and date and amount of the loan.
32 For each loan of more than one hundred dollars, a
33 separate statement shall be attached setting forth the
34 name and address of the lender and each person liable
35 directly, indirectly or contingently, and the date,
36 amount and terms of the loan;

37 (4) Expenditures for the period, including:

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

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

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

44 (d) The full name and mailing address of each
45 person to whom an expenditure of money or any other
46 thing of value in the amount of more than one hundred
47 dollars has been made, contracted for or incurred,
48 together with the date, amount and purpose of each
49 expenditure. Expenditures of one hundred dollars or
50 less may be grouped and listed by categories of
51 expenditure showing the total dollar amount of
52 expenditures in each category, except that the report

1 shall contain an itemized listing of each payment made
2 to campaign workers by name, address, date, amount and
3 purpose of each payment and the aggregate amount paid
4 to each such worker;

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

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

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

13 (7) The amount of expenditures for or against a
14 candidate or ballot measure during the period covered
15 and the cumulative amount of expenditures for or
16 against that candidate or ballot measure, with each
17 candidate being listed by name, mailing address and
18 office sought. For the purpose of disclosure reports,
19 expenditures made in support of more than one candidate
20 or ballot measure or both shall be apportioned
21 reasonably among the candidates or ballot measure or
22 both. In apportioning expenditures to each candidate
23 or ballot measure, political party committees and
24 political action committees need not include
25 expenditures for maintaining a permanent office, such
26 as expenditures for salaries of regular staff, office
27 facilities and equipment or other expenditures not
28 designed to support or oppose any particular candidates
29 or ballot measures; however, all such expenditures
30 shall be listed pursuant to subdivision (4) of this
31 subsection;

32 (8) A separate listing by full name and address
33 of any committee including a candidate committee
34 controlled by the same candidate for which a transfer
35 of funds or a contribution in any amount has been made
36 during the reporting period, together with the date and
37 amount of each such transfer or contribution;

38 (9) A separate listing by full name and address
39 of any committee, including a candidate committee
40 controlled by the same candidate from which a transfer
41 of funds or a contribution in any amount has been
42 received during the reporting period, together with the
43 date and amount of each such transfer or contribution;

44 (10) Each committee that receives a contribution
45 which is restricted or designated in whole or in part
46 by the contributor for transfer to a particular
47 candidate, committee or other person shall include a
48 statement of the name and address of that contributor
49 in the next disclosure report required to be filed
50 after receipt of such contribution, together with the
51 date and amount of any such contribution which was so
52 restricted or designated by that contributor, together

1 with the name of the particular candidate or committee
2 to whom such contribution was so designated or
3 restricted by that contributor and the date and amount
4 of such contribution.

5 2. For the purpose of this section and any other
6 section in this chapter except sections 130.049 and
7 130.050 which requires a listing of each contributor
8 who has contributed a specified amount, the aggregate
9 amount shall be computed by adding all contributions
10 received from any one person during the following
11 periods:

12 (1) In the case of a candidate committee, the
13 period shall begin on the date on which the candidate
14 became a candidate according to the definition of the
15 term "candidate" in section 130.011 and end at 11:59
16 p.m. on the day of the primary election, if the
17 candidate has such an election or at 11:59 p.m. on the
18 day of the general election. If the candidate has a
19 general election held after a primary election, the
20 next aggregating period shall begin at 12:00 midnight
21 on the day after the primary election day and shall
22 close at 11:59 p.m. on the day of the general election.
23 Except that for contributions received during the
24 thirty-day period immediately following a primary
25 election, the candidate shall designate whether such
26 contribution is received as a primary election
27 contribution or a general election contribution;

28 (2) In the case of a campaign committee, the
29 period shall begin on the date the committee received
30 its first contribution and end on the closing date for
31 the period for which the report or statement is
32 required;

33 (3) In the case of a political party committee or
34 a political action committee, the period shall begin on
35 the first day of January of the year in which the
36 report or statement is being filed and end on the
37 closing date for the period for which the report or
38 statement is required; except, if the report or
39 statement is required to be filed prior to the first
40 day of July in any given year, the period shall begin
41 on the first day of July of the preceding year.

42 3. The disclosure report shall be signed and
43 attested by the committee treasurer or deputy treasurer
44 and by the candidate in case of a candidate committee.

45 4. The words "consulting or consulting services,
46 fees, or expenses", or similar words, shall not be used
47 to describe the purpose of a payment as required in
48 this section. The reporting of any payment to such an
49 independent contractor shall be on a form supplied by
50 the appropriate officer, established by the ethics
51 commission and shall include identification of the
52 specific service or services provided including, but

1 not limited to, public opinion polling, research on
2 issues or opposition background, print or broadcast
3 media production, print or broadcast media purchase,
4 computer programming or data entry, direct mail
5 production, postage, rent, utilities, phone
6 solicitation, or fund raising, and the dollar amount
7 prorated for each service.】
8

9 130.041. 1. Except as provided in subsection 5 of section
10 130.016, the candidate, if applicable, treasurer or deputy
11 treasurer of every committee which is required to file a
12 statement of organization, shall file a legibly printed or typed
13 disclosure report of receipts and expenditures. The reports
14 shall be filed with the appropriate officer designated in section
15 130.026 at the times and for the periods prescribed in section
16 130.046. Except as provided in sections 130.049 and 130.050,
17 each report shall set forth:

18 (1) The full name, as required in the statement of
19 organization pursuant to subsection 5 of section 130.021, and
20 mailing address of the committee filing the report and the full
21 name, mailing address and telephone number of the committee's
22 treasurer and deputy treasurer if the committee has named a
23 deputy treasurer;

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

26 (3) Receipts for the period, including:

27 (a) Total amount of all monetary contributions received
28 which can be identified in the committee's records by name and
29 address of each contributor. In addition, the candidate
30 committee shall make a reasonable effort to obtain and report the
31 employer, or occupation if self-employed or notation of
32 retirement, of each person from whom the committee received one
33 or more contributions which in the aggregate total in excess of

1 one hundred dollars and shall make a reasonable effort to obtain
2 and report a description of any contractual relationship over
3 five hundred dollars between the contributor and the state if the
4 candidate is seeking election to a state office or between the
5 contributor and any political subdivision of the state if the
6 candidate is seeking election to another political subdivision of
7 the state;

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

9 (c) Total amount of all monetary contributions received
10 through fund-raising events or activities from participants whose
11 names and addresses were not obtained with such contributions,
12 with an attached statement or copy of the statement describing
13 each fund-raising event as required in subsection 6 of section
14 130.031;

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

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

23 (f) A listing of each loan received by name and address of
24 the lender and date and amount of the loan. For each loan of
25 more than one hundred dollars, a separate statement shall be
26 attached setting forth the name and address of the lender and
27 each person liable directly, indirectly or contingently, and the
28 date, amount and terms of the loan;

29 (4) Expenditures for the period, including:

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

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

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

6 (d) The full name and mailing address of each person to
7 whom an expenditure of money or any other thing of value in the
8 amount of more than one hundred dollars has been made, contracted
9 for or incurred, together with the date, amount and purpose of
10 each expenditure. Expenditures of one hundred dollars or less
11 may be grouped and listed by categories of expenditure showing
12 the total dollar amount of expenditures in each category, except
13 that the report shall contain an itemized listing of each payment
14 made to campaign workers by name, address, date, amount and
15 purpose of each payment and the aggregate amount paid to each
16 such worker;

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

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

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

25 (7) The amount of expenditures for or against a candidate
26 or ballot measure during the period covered and the cumulative
27 amount of expenditures for or against that candidate or ballot
28 measure, with each candidate being listed by name, mailing
29 address and office sought. For the purpose of disclosure

1 reports, expenditures made in support of more than one candidate
2 or ballot measure or both shall be apportioned reasonably among
3 the candidates or ballot measure or both. In apportioning
4 expenditures to each candidate or ballot measure, political party
5 committees and political action committees need not include
6 expenditures for maintaining a permanent office, such as
7 expenditures for salaries of regular staff, office facilities and
8 equipment or other expenditures not designed to support or oppose
9 any particular candidates or ballot measures; however, all such
10 expenditures shall be listed pursuant to subdivision (4) of this
11 subsection;

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

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

22 (10) Each committee that receives a contribution which is
23 restricted or designated in whole or in part by the contributor
24 for transfer to a particular candidate, committee or other person
25 shall include a statement of the name and address of that
26 contributor in the next disclosure report required to be filed
27 after receipt of such contribution, together with the date and
28 amount of any such contribution which was so restricted or
29 designated by that contributor, together with the name of the

1 particular candidate or committee to whom such contribution was
2 so designated or restricted by that contributor and the date and
3 amount of such contribution.

4 2. For the purpose of this section and any other section in
5 this chapter except sections 130.049 and 130.050 which requires a
6 listing of each contributor who has contributed a specified
7 amount, the aggregate amount shall be computed by adding all
8 contributions received from any one person during the following
9 periods:

10 (1) In the case of a candidate committee, the period shall
11 begin on the date on which the candidate became a candidate
12 according to the definition of the term "candidate" in section
13 130.011 and end at 11:59 p.m. on the day of the primary election,
14 if the candidate has such an election or at 11:59 p.m. on the day
15 of the general election. If the candidate has a general election
16 held after a primary election, the next aggregating period shall
17 begin at 12:00 midnight on the day after the primary election day
18 and shall close at 11:59 p.m. on the day of the general election.
19 Except that for contributions received during the thirty-day
20 period immediately following a primary election, the candidate
21 shall designate whether such contribution is received as a
22 primary election contribution or a general election contribution;

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

27 (3) In the case of a political party committee or a
28 political action committee, the period shall begin on the first
29 day of January of the year in which the report or statement is

1 being filed and end on the closing date for the period for which
2 the report or statement is required; except, if the report or
3 statement is required to be filed prior to the first day of July
4 in any given year, the period shall begin on the first day of
5 July of the preceding year.

6 3. The disclosure report shall be signed and attested by
7 the committee treasurer or deputy treasurer and by the candidate
8 in case of a candidate committee.

9 4. The words "consulting or consulting services, fees, or
10 expenses", or similar words, shall not be used to describe the
11 purpose of a payment as required in this section. The reporting
12 of any payment to such an independent contractor shall be on a
13 form supplied by the appropriate officer, established by the
14 ethics commission and shall include identification of the
15 specific service or services provided including, but not limited
16 to, public opinion polling, research on issues or opposition
17 background, print or broadcast media production, print or
18 broadcast media purchase, computer programming or data entry,
19 direct mail production, postage, rent, utilities, phone
20 solicitation, or fund raising, and the dollar amount prorated for
21 each service.

22 5. The provisions of subsections 5 to 18 of this section
23 shall be known, and may be cited as, the "Dark Money Disclosure
24 Act".

25 6. For the purposes of subsections 5 to 18 of this section,
26 the term "reportable outlay" shall mean any contribution,
27 expenditure, covered transfer, or elected official communication
28 payment.

29 7. For the purposes of subsections 5 to 18 of this section,

1 the terms "contribution" and "expenditure" shall have the
2 meanings they are given in section 130.011.

3 8. (1) For the purposes of subsections 5 to 18 of this
4 section, the term "covered transfer" shall mean any monetary or
5 in-kind transfer or payment made to another person with the
6 intention that any part of such transfer or payment be used to
7 make or pay for a reportable outlay by someone other than the
8 person making the transfer or payment. There shall be a
9 rebuttable presumption that a transfer or payment is a covered
10 transfer if the person making the transfer or payment:

11 (a) Designates, requests, suggests, or discusses the
12 possibility that any part of the transfer or payment be used for:

13 a. A reportable outlay; or

14 b. Making a transfer or payment to another person for the
15 purpose of making or paying for a reportable outlay;

16 (b) Made such transfer or payment in response to a
17 solicitation or other request for a donation or payment for:

18 a. The making of a reportable outlay; or

19 b. Making a transfer or payment to another person for the
20 purpose of making or paying for a reportable outlay;

21 (c) Knew or had reason to know that the person receiving
22 the transfer or payment intended to use any part of it for:

23 a. The making of a reportable outlay; or

24 b. Making a transfer or payment to another person for the
25 purpose of making or paying for a reportable outlay;

26 (d) Knew or had reason to know that the person receiving
27 the transfer or payment had made reportable outlays in an
28 aggregate amount of ten thousand dollars or more during the
29 two-year period ending on the date of the transfer or payment,

1 provided that it was a non-natural person who received the
2 transfer or payment; or

3 (e) Knew or had reason to know that the person receiving
4 the transfer or payment would make reportable outlays in an
5 aggregate amount of ten thousand dollars or more during the
6 two-year period beginning on the date of the transfer or payment,
7 provided that it was a non-natural person who received the
8 transfer or payment.

9 (2) "Covered transfer" shall not include any of the
10 following:

11 (a) A transfer or payment made in a commercial transaction
12 in the ordinary course of any trade or business conducted by the
13 covered person or in the form of investments made by the covered
14 person;

15 (b) An offer or tender of a transfer or payment which is
16 expressly and unconditionally rejected and returned to the donor
17 within ten business days after receipt or transmitted to the
18 state treasurer;

19 (c) A transfer or payment if:

20 a. The person making the transfer or payment prohibited, in
21 writing, the use of such transfer or payment for reportable
22 outlays; and

23 b. The recipient of the transfer or payment agreed to
24 follow the prohibition and deposited the funds in an account
25 segregated from any account used to make reportable outlays;

26 (d) A transfer or payment between two entities if one of
27 the entities is an affiliate of the other entity or each of the
28 entities is an affiliate of the same entity, unless one of the
29 entities is established for the purpose of making any type of

1 reportable outlay, or unless the transfer or payment is monetary
2 and the recipient deposits the funds into a segregated bank
3 account used to make reportable outlays.

4 (3) For purposes of this subsection, the following entities
5 shall be considered to be affiliated with each other:

6 (a) A membership organization, including a trade or
7 professional association, and the related state and local
8 entities of that organization;

9 (b) A corporation and its wholly owned subsidiaries.

10 9. (1) For the purposes of subsections 5 to 18 of this
11 section, the term "elected official communication payment" shall
12 mean a payment for a communication that:

13 (a) Is in the form of:

14 a. Radio, television, cable, or satellite broadcast;

15 b. Printed material such as advertisements, pamphlets,
16 circulars, flyers, brochures, or letters;

17 c. Telephone communication; or

18 d. Paid internet advertising; and

19 (b) Is made:

20 a. In substantial consultation with or at the suggestion of
21 an elected official or an employee of or a consultant to an
22 elected official;

23 b. By a person who is managed, operated, or founded by an
24 individual who, in the two years preceding the communication,
25 served as an employee or consultant for a person who is an
26 elected official at the time of the communication;

27 c. By or in consultation with or at the suggestion of a
28 family member of an elected official;

29 d. By a person founded by or at the suggestion of an

1 elected official or the family member of an elected official; or
2 e. By a person for which an elected official has raised
3 money in the two years before the communication;
4 and

5 (c) Includes the name, likeness, or voice of or otherwise
6 clearly identifies any Missouri elected official.

7 (2) The phrase "elected official communication payment"
8 shall not include a payment for a communication of either of the
9 following types:

10 (a) Communications with a professional journalist or
11 newscaster, including an editorial board or editorial or opinion
12 writer of a newspaper, magazine, news agency, press association,
13 or wire service; or

14 (b) A communication that is:

15 a. Directed, sent or distributed by the distributing
16 organization only to individuals who affirmatively consent to be
17 members of the distributing organization, contribute funds to the
18 distributing organization, or, pursuant to the distributing
19 organization's articles or bylaws, have the right to vote
20 directly or indirectly for the election of directors or officers,
21 or on changes to bylaws, disposition or all or substantially all
22 of the distributing entity's assets or the merger or dissolution
23 of the distributing entity; or

24 b. For the purpose of promoting or staging any candidate
25 debate, town hall or similar forum to which at least two
26 candidates seeking the same office, or two proponents of
27 differing positions on a referendum or question submitted to
28 voters, or two proponents of differing positions on a proposed
29 official action of a governmental body, are invited as

1 participants, and which does not promote or advance one candidate
2 or position over another.

3 10. (1) Any person which is not a defined committee, has
4 accepted one or more covered transfers since the most recent
5 general election, and has made a reportable outlay or reportable
6 outlays aggregating five thousand dollars or more since the most
7 recent general election, shall file reports as prescribed in this
8 subsection.

9 (2) Subsequent to each general election, a person required
10 to file reports by subdivision (1) of this subsection shall file
11 a report no later than fourteen days after first making a
12 reportable outlay which by itself or when added to all other
13 reportable outlays made since the general election equals five
14 thousand dollars or more. After such initial report, an
15 additional report shall be filed no later than fourteen days
16 after any date on which the reporting person makes a reportable
17 outlay which by itself or when added to all other reportable
18 outlays made since the reportable outlay most recently reported
19 equals five thousand dollars or more, except that, if such
20 reportable outlay is made during the thirty days before an
21 election, such additional report shall be filed within
22 forty-eight hours after the date on which the reporting person
23 made such reportable outlay.

24 (3) All reports filed under this subsection shall contain
25 the following information:

26 (a) The name and address of the reporting person, and, if
27 that person is a natural person, the name and address of that
28 person's employer;

29 (b) If the reporting person is a non-natural person, that

1 person's owners, partners, board members, and officers, or their
2 equivalents. In the event that a report does not otherwise
3 include the name of a natural person associated with the
4 reporting person, the report shall include the name, address, and
5 other contact information of at least one natural person with
6 managerial control over the reporting person;

7 (c) For each reportable outlay made by the reporting person
8 since the most recent general election:

9 a. The date and dollar value of each reportable outlay;

10 b. The name and address of the recipient of each reportable
11 outlay; and

12 c. A description of the nature and purpose of each
13 reportable outlay, including, in addition to any other
14 information required by rules promulgated by the ethics
15 commission, the name of any candidate or ballot measure supported
16 or opposed, and, if the reportable outlay is an elected official
17 communication payment, the name of any elected official
18 identified by the communication and the name of any elected
19 official in connection with whom the communication is made;

20 (d) Each report shall include receipts of covered transfers
21 accepted since the most recent general election, including:

22 a. The total dollar value of all covered transfers
23 accepted;

24 b. (i) A separate listing by name and address, and
25 employer, if any, of each person from whom the reporting person
26 accepted covered transfers aggregating more than five thousand
27 dollars, together with the date and dollar value of each such
28 covered transfer, as well as a description of each such covered
29 transfer that was in-kind;

1 (ii) The names of the owners, partners, board members, and
2 officers, or their equivalents, of any non-natural person listed
3 pursuant to item (i) of this subparagraph;

4 c. A listing of each covered transfer that was received in
5 the form of a loan, such loans listed by name and address of the
6 lender and date and amount of the loan. For each such loan of
7 more than one hundred dollars, a separate statement shall be
8 attached setting forth the name and address of the lender and
9 each person liable directly, indirectly or contingently, and the
10 date, amount and terms of the loan; and

11 d. A listing of each covered transfer accepted that was
12 restricted or designated in whole or in part for a particular
13 purpose by the transferor, such listing including the name and
14 address of the transferor, together with the date and dollar
15 value of the covered transfer, together with a reasonably
16 detailed description of the purpose for which all or part of that
17 covered transfer was restricted or designated.

18 11. (1) If the person filing a report under subsection 10
19 of this section has filed any previous report under subsection 10
20 of this section since the most recent general election, the
21 subsequent report need only include updated information, and need
22 not contain information identical to that provided in previous
23 reports.

24 (2) Reports filed under subsection 10 of this section need
25 not include information about reportable outlays made before the
26 date on which subsection 10 of this section becomes effective or
27 on covered transfers accepted prior to such date.

28 (3) (a) For purposes of subsection 10 of this section, if
29 a covered transfer accepted is a payment to an organization of

1 bona fide membership dues that do not exceed two thousand five
2 hundred dollars in a five-year period, the name and other
3 identifying information of the person making the covered transfer
4 need not be reported.

5 (b) Any report that withholds information pursuant to
6 paragraph (a) of this subdivision shall report the aggregate
7 value of all covered transfers for which information is so
8 withheld, stating that full disclosure has been withheld pursuant
9 to paragraph (a) of this subdivision.

10 (c) Notwithstanding any other provision of law to the
11 contrary, no provision of subsections 5 to 18 of this section
12 shall be construed in such a way as to negate the exception
13 provided for in paragraph (a) of this subdivision or otherwise be
14 construed in such a way as to require that any person's name or
15 other identifying information be disclosed to any entity as a
16 result of such person having made a payment to an organization of
17 bona fide membership dues that do not exceed two thousand five
18 hundred dollars in a five-year period.

19 12. (1) No reportable outlay shall be made or accepted,
20 directly or indirectly, in a fictitious name, in the name of
21 another person, or by or through another person with the intent
22 to conceal the original source of the reportable outlay.

23 (2) (a) The Missouri ethics commission shall promulgate
24 rules to ensure that each person who, during the period between
25 two general elections, is the original source of more than five
26 thousand dollars of expenditures used to support or oppose any
27 single candidate or ballot measure is publicly reported as such,
28 together with the total amount of expenditures used to support or
29 oppose that candidate or ballot measure for which such person is

1 the original source, and together with a listing of any
2 intermediaries that facilitated the transfer by receiving and
3 transferring funds or items on their path between the original
4 source and the recipient person, including the values, immediate
5 sources, and immediate recipients of such funds or items received
6 and transferred by each such intermediary. For the purposes of
7 this paragraph, "expenditure" shall not include contributions or
8 covered transfers, nor transfers or payments made prior to the
9 date on which this paragraph takes effect as law.

10 (b) The Missouri ethics commission shall promulgate rules
11 to ensure that each person who, during the period between two
12 general elections, is the original source of more than five
13 thousand dollars of contributions or covered transfers received
14 by any single person is publicly reported as such, together with
15 the total amount of contributions or covered transfers to such
16 recipient for which such contributor or transferor is the
17 original source, and together with a listing of any
18 intermediaries that facilitated the transfer by receiving and
19 transferring funds or items on their path between the original
20 source and the recipient person, including the values, immediate
21 sources, and immediate recipients of such funds or items received
22 and transferred by each such intermediary. For the purposes of
23 this paragraph, the terms "contribution" and "covered transfer"
24 shall not include transfers or payments made prior to the date on
25 which this paragraph takes effect as law.

26 (c) For the purpose of identifying the original source or
27 original sources of any reportable outlay:

28 a. When a person making a contribution or covered transfer
29 restricts or designates it for a particular purpose, such

1 contribution or covered transfer shall be attributed to a
2 reportable outlay the purpose of which matches that for which the
3 covered transfer was restricted or designated, if such a
4 reportable outlay is made by the immediate recipient of the
5 covered transfer and if no covered transfer received earlier has
6 already been attributed to that reportable outlay pursuant to
7 this subparagraph.

8 b. In all other cases, a contribution or covered transfer
9 shall be attributed to a reportable outlay in the same proportion
10 in which other contributions or covered transfers received by the
11 immediate recipient of the contribution or covered transfer and
12 not covered by subparagraph a of this paragraph are so
13 attributed.

14 (d) For purposes of this subdivision, an "original source"
15 is a person who makes a payment or transfer from its own sources
16 other than covered transfers, donations or gifts, such as wages,
17 investment income, inheritance, or revenue from the sale of goods
18 or services.

19 13. The disclosure thresholds described in subsection 10 of
20 this section shall be adjusted by an amount based upon the
21 average of the percentage change over a four-year period in the
22 United States Bureau of Labor Statistics Consumer Price Index for
23 Kansas City, all items, all consumers, or its successor index,
24 rounded to the nearest lowest twenty-five dollars and the
25 percentage change over a four-year period in the United States
26 Bureau of Labor Statistics Consumer Price Index for St. Louis,
27 all items, all consumers, or its successor index, rounded to the
28 nearest lowest twenty-five dollars. The first adjustment shall
29 be done in the first quarter of 2019, and then every four years

1 thereafter. The secretary of state shall calculate such an
2 adjustment in each limit and specify the limits in rules
3 promulgated in accordance with chapter 536, as amended from time
4 to time.

5 14. All reports filed with the Missouri ethics commission
6 under this section or under section 130.047 shall be filed in an
7 electronic format as prescribed by the commission. Within five
8 business days of receiving any report, the commission shall make
9 the report available to the public on its website in a searchable
10 format. The commission shall also maintain and update at least
11 weekly an online database of such reports' contents, cleaning the
12 data of errors, assigning a unique identifier to each person
13 whose identifying information is included in the database,
14 ensuring that all appearances of each person's identifying
15 information in the database are tagged with that person's unique
16 identifier, and making the data available to the public for easy
17 download in file formats well-suited for manipulation and
18 analysis of data.

19 15. Every person failing to file a report as required by
20 this section shall receive a warning from the executive director
21 of the Missouri ethics commission. After one warning, a person
22 failing to file a report shall be assessed a late filing fee of
23 one hundred dollars for each day after such report is due to the
24 commission, provided that the total amount of such fees assessed
25 under this subsection shall not exceed five thousand dollars per
26 report. The executive director shall send a notice to any person
27 who fails to file such report within seven business days of such
28 failure to file informing such person of such failure and the
29 fees provided by this section.

1 16. Any rule or portion of a rule, as that term is defined
2 in section 536.010 that is created under the authority delegated
3 in this section shall become effective only if it complies with
4 and is subject to all of the provisions of chapter 536, and, if
5 applicable, section 536.028. This subsection and chapter 536 are
6 nonseverable and if any of the powers vested with the general
7 assembly pursuant to chapter 536, to review, to delay the
8 effective date, or to disapprove and annul a rule are
9 subsequently held unconstitutional, then the grant of rulemaking
10 authority and any rule proposed or adopted after August 28, 2017,
11 shall be invalid and void.

12 17. The provisions of this section are self-executing. All
13 of the provisions of this section are severable. If any
14 provision of this section is found by a court of competent
15 jurisdiction to be invalid, unconstitutional or
16 unconstitutionally enacted, the remaining provisions of this
17 section shall be and remain valid.

18 18. Any person who files a report under subsection 10 of
19 this section and has a statutory or common law tort claim shall
20 receive triple the amount of damages allowed under law and may
21 also be awarded punitive damages, if such person demonstrates
22 that but for the filing of the report the injury or harm would
23 not have occurred.

24 Section B. The repeal and reenactment of section 105.487 of
25 this act shall become effective July 1, 2018"; and

26 Further amend the title and enacting clause accordingly.