

FIRST REGULAR SESSION

# SENATE BILL NO. 305

99TH GENERAL ASSEMBLY

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INTRODUCED BY SENATORS KEHOE, ONDER AND RICHARD.

Read 1st time January 17, 2017, and ordered printed.

ADRIANE D. CROUSE, Secretary.

1412S.011

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## 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 to lobbyist expenditures, with an existing penalty provision.

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

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4 regular session, are repealed and two new sections enacted in lieu thereof, to be  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

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

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

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

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

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

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

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

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

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

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

30 b. Preparing, filing or inquiring, or responding to any audit, regarding any  
31 tax return, any public document, permit or contract, any application for any  
32 permit or license or certificate, or any document required or requested to be filed  
33 with the state or a political subdivision;

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

37 d. Participating in public hearings or public proceedings on rules, grants,  
38 or other matters;

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

41 f. Preparing or publication of an editorial, a newsletter, newspaper,  
42 magazine, radio or television broadcast, or similar news medium, whether print  
43 or electronic;

44 g. Acting within the scope of employment by the general assembly, or  
45 acting within the scope of employment by the executive branch of government  
46 when acting with respect to the department, division, board, commission, agency  
47 or elected state officer by which such person is employed, or with respect to any  
48 duty or authority imposed by law to perform any action in conjunction with any  
49 other public official or state employee; or

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

52 (3) "Expenditure", any payment made or charge, expense, cost, debt or bill  
53 incurred; any gift, honorarium or item of value bestowed including any food or  
54 beverage; any price, charge or fee which is waived, forgiven, reduced or  
55 indefinitely delayed; any loan or debt which is cancelled, reduced or otherwise  
56 forgiven; the transfer of any item with a reasonably discernible cost or fair  
57 market value from one person to another or provision of any service or granting  
58 of any opportunity for which a charge is customarily made, without charge or for  
59 a reduced charge; except that the term "expenditure" shall not include the  
60 following:

61 (a) Any item, service or thing of value transferred to any person within  
62 the third degree of consanguinity **or affinity** of the transferor which is unrelated  
63 to any activity of the transferor as a lobbyist;

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

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

69 (d) Any loan made or other credit accommodations granted or other  
70 payments made by any person or entity which extends credit or makes loan  
71 accommodations or such payments in the regular ordinary scope and course of  
72 business, provided that such are extended, made or granted in the ordinary  
73 course of such person's or entity's business to persons who are not public officials;

74 (e) Any item, service or thing of de minimis value offered to the general  
75 public, whether or not the recipient is a public official or a staff member,  
76 employee, spouse or dependent child of a public official, and only if the grant of  
77 the item, service or thing of de minimis value is not motivated in any way by the  
78 recipient's status as a public official or staff member, employee, spouse or  
79 dependent child of a public official;

80 (f) The transfer of any item, provision of any service, or granting of any  
81 opportunity with a reasonably discernible cost or fair market value when such  
82 item, service, or opportunity is necessary for a public official or employee to  
83 perform his or her duty in his or her official capacity, including but not limited  
84 to entrance fees to any sporting event, museum, or other venue when the official  
85 or employee is participating in a ceremony, public presentation or official meeting

86 therein;

87 (g) Any payment, gift, compensation, fee, expenditure or anything of value  
88 which is bestowed upon or given to any public official or a staff member,  
89 employee, spouse or dependent child of a public official when it is compensation  
90 for employment or given as an employment benefit and when such employment  
91 is in addition to their employment as a public official;

92 (h) **Any plaque or award that signifies the honorary recognition**  
93 **of a service or other notable accomplishment, provided such plaque or**  
94 **award does not exceed fifty dollars;**

95 (4) "Judicial lobbyist", any natural person who acts for the purpose of  
96 attempting to influence any purchasing decision by the judicial branch of  
97 government or by any elected or appointed official or any employee thereof and  
98 in connection with such activity, meets the requirements of any one or more of the  
99 following:

100 (a) Is acting in the ordinary course of employment which primary purpose  
101 is to influence the judiciary in its purchasing decisions on a regular basis on  
102 behalf of or for the benefit of such person's employer, except that this shall not  
103 apply to any person who engages in lobbying on an occasional basis only and not  
104 as a regular pattern of conduct; or

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

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

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

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

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

120 b. Participating in public hearings or public proceedings on rules, grants,  
121 or other matters;

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

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

127 e. Acting within the scope of employment by the general assembly, or  
128 acting within the scope of employment by the executive branch of government  
129 when acting with respect to the department, division, board, commission, agency  
130 or elected state officer by which such person is employed, or with respect to any  
131 duty or authority imposed by law to perform any action in conjunction with any  
132 other public official or state employee;

133 (5) "Legislative lobbyist", any natural person who acts for the purpose of  
134 attempting to influence the taking, passage, amendment, delay or defeat of any  
135 official action on any bill, resolution, amendment, nomination, appointment,  
136 report or any other action or any other matter pending or proposed in a  
137 legislative committee in either house of the general assembly, or in any matter  
138 which may be the subject of action by the general assembly and in connection  
139 with such activity, meets the requirements of any one or more of the following:

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

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

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

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

153 A "legislative lobbyist" shall include an attorney at law engaged in activities on  
154 behalf of any person unless excluded by any of the following exceptions. A  
155 "legislative lobbyist" shall not include any member of the general assembly, an  
156 elected state official, or any other person solely due to such person's participation  
157 in any of the following activities:

- 158           a. Responding to any request for information made by any public official  
159 or employee of the legislative branch of government;
- 160           b. Preparing or publication of an editorial, a newsletter, newspaper,  
161 magazine, radio or television broadcast, or similar news medium, whether print  
162 or electronic;
- 163           c. Acting within the scope of employment of the legislative branch of  
164 government when acting with respect to the general assembly or any member  
165 thereof;
- 166           d. Testifying as a witness before the general assembly or any committee  
167 thereof;
- 168           (6) "Lobbyist", any natural person defined as an executive lobbyist,  
169 judicial lobbyist, elected local government official lobbyist, or a legislative  
170 lobbyist;
- 171           (7) "Lobbyist principal", any person, business entity, governmental entity,  
172 religious organization, nonprofit corporation or association who employs, contracts  
173 for pay or otherwise compensates a lobbyist;
- 174           (8) "Public official", any member or member-elect of the general assembly,  
175 judge or judicial officer, or any other person holding an elective office of state  
176 government or any agency head, department director or division director of state  
177 government or any member of any state board or commission and any designated  
178 decision-making public servant designated by persons described in this  
179 subdivision.

                  [105.473. 1. Each lobbyist shall, not later than January  
2           fifth of each year or five days after beginning any activities as a  
3           lobbyist, file standardized registration forms, verified by a written  
4           declaration that it is made under the penalties of perjury, along  
5           with a filing fee of ten dollars, with the commission. The forms  
6           shall include the lobbyist's name and business address, the name  
7           and address of all persons such lobbyist employs for lobbying  
8           purposes, the name and address of each lobbyist principal by whom  
9           such lobbyist is employed or in whose interest such lobbyist  
10          appears or works. The commission shall maintain files on all  
11          lobbyists' filings, which shall be open to the public. Each lobbyist  
12          shall file an updating statement under oath within one week of any  
13          addition, deletion, or change in the lobbyist's employment or  
14          representation. The filing fee shall be deposited to the general

15 revenue fund of the state. The lobbyist principal or a lobbyist  
16 employing another person for lobbying purposes may notify the  
17 commission that a judicial, executive or legislative lobbyist is no  
18 longer authorized to lobby for the principal or the lobbyist and  
19 should be removed from the commission's files.

20 2. Each person shall, before giving testimony before any  
21 committee of the general assembly, give to the secretary of such  
22 committee such person's name and address and the identity of any  
23 lobbyist or organization, if any, on whose behalf such person  
24 appears. A person who is not a lobbyist as defined in section  
25 105.470 shall not be required to give such person's address if the  
26 committee determines that the giving of such address would  
27 endanger the person's physical health.

28 3. (1) During any period of time in which a lobbyist  
29 continues to act as an executive lobbyist, judicial lobbyist,  
30 legislative lobbyist, or elected local government official lobbyist, the  
31 lobbyist shall file with the commission on standardized forms  
32 prescribed by the commission monthly reports which shall be due  
33 at the close of business on the tenth day of the following month;

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

37 (a) The total of all expenditures by the lobbyist or his or her  
38 lobbyist principals made on behalf of all public officials, their staffs  
39 and employees, and their spouses and dependent children, which  
40 expenditures shall be separated into at least the following  
41 categories by the executive branch, judicial branch and legislative  
42 branch of government: printing and publication expenses; media  
43 and other advertising expenses; travel; the time, venue, and nature  
44 of any entertainment; honoraria; meals, food and beverages; and  
45 gifts;

46 (b) The total of all expenditures by the lobbyist or his or her  
47 lobbyist principals made on behalf of all elected local government  
48 officials, their staffs and employees, and their spouses and  
49 children. Such expenditures shall be separated into at least the  
50 following categories: printing and publication expenses; media and

51 other advertising expenses; travel; the time, venue, and nature of  
52 any entertainment; honoraria; meals; food and beverages; and gifts;

53 (c) An itemized listing of the name of the recipient and the  
54 nature and amount of each expenditure by the lobbyist or his or  
55 her lobbyist principal, including a service or anything of value, for  
56 all expenditures made during any reporting period, paid or  
57 provided to or for a public official or elected local government  
58 official, such official's staff, employees, spouse or dependent  
59 children;

60 (d) The total of all expenditures made by a lobbyist or  
61 lobbyist principal for occasions and the identity of the group  
62 invited, the date, location, and description of the occasion and the  
63 amount of the expenditure for each occasion when any of the  
64 following are invited in writing:

65 a. All members of the senate, which may or may not include  
66 senate staff and employees under the direct supervision of a state  
67 senator;

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

71 c. All members of a joint committee of the general assembly  
72 or a standing committee of either the house of representatives or  
73 senate, which may or may not include joint and standing committee  
74 staff;

75 d. All members of a caucus of the majority party of the  
76 house of representatives, minority party of the house of  
77 representatives, majority party of the senate, or minority party of  
78 the senate;

79 e. All statewide officials, which may or may not include the  
80 staff and employees under the direct supervision of the statewide  
81 official;

82 (e) Any expenditure made on behalf of a public official, an  
83 elected local government official or such official's staff, employees,  
84 spouse or dependent children, if such expenditure is solicited by  
85 such official, the official's staff, employees, or spouse or dependent  
86 children, from the lobbyist or his or her lobbyist principals and the

87 name of such person or persons, except any expenditures made to  
88 any not-for-profit corporation, charitable, fraternal or civic  
89 organization or other association formed to provide for good in the  
90 order of benevolence and except for any expenditure reported under  
91 paragraph (d) of this subdivision;

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

98 4. No expenditure reported pursuant to this section shall  
99 include any amount expended by a lobbyist or lobbyist principal on  
100 himself or herself. All expenditures disclosed pursuant to this  
101 section shall be valued on the report at the actual amount of the  
102 payment made, or the charge, expense, cost, or obligation, debt or  
103 bill incurred by the lobbyist or the person the lobbyist  
104 represents. Whenever a lobbyist principal employs more than one  
105 lobbyist, expenditures of the lobbyist principal shall not be reported  
106 by each lobbyist, but shall be reported by one of such lobbyists. No  
107 expenditure shall be made on behalf of a state senator or state  
108 representative, or such public official's staff, employees, spouse, or  
109 dependent children for travel or lodging outside the state of  
110 Missouri unless such travel or lodging was approved prior to the  
111 date of the expenditure by the administration and accounts  
112 committee of the house or the administration committee of the  
113 senate.

114 5. Any lobbyist principal shall provide in a timely fashion  
115 whatever information is reasonably requested by the lobbyist  
116 principal's lobbyist for use in filing the reports required by this  
117 section.

118 6. All information required to be filed pursuant to the  
119 provisions of this section with the commission shall be kept  
120 available by the executive director of the commission at all times  
121 open to the public for inspection and copying for a reasonable fee  
122 for a period of five years from the date when such information was

123 filed.

124 7. No person shall knowingly employ any person who is  
125 required to register as a registered lobbyist but is not registered  
126 pursuant to this section. Any person who knowingly violates this  
127 subsection shall be subject to a civil penalty in an amount of not  
128 more than ten thousand dollars for each violation. Such civil  
129 penalties shall be collected by action filed by the commission.

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

133 9. The prosecuting attorney of Cole County shall be  
134 reimbursed only out of funds specifically appropriated by the  
135 general assembly for investigations and prosecutions for violations  
136 of this section.

137 10. Any public official or other person whose name appears  
138 in any lobbyist report filed pursuant to this section who contests  
139 the accuracy of the portion of the report applicable to such person  
140 may petition the commission for an audit of such report and shall  
141 state in writing in such petition the specific disagreement with the  
142 contents of such report. The commission shall investigate such  
143 allegations in the manner described in section 105.959. If the  
144 commission determines that the contents of such report are  
145 incorrect, incomplete or erroneous, it shall enter an order requiring  
146 filing of an amended or corrected report.

147 11. The commission shall provide a report listing the total  
148 spent by a lobbyist for the month and year to any member or  
149 member-elect of the general assembly, judge or judicial officer, or  
150 any other person holding an elective office of state government or  
151 any elected local government official on or before the twentieth day  
152 of each month. For the purpose of providing accurate information  
153 to the public, the commission shall not publish information in  
154 either written or electronic form for ten working days after  
155 providing the report pursuant to this subsection. The commission  
156 shall not release any portion of the lobbyist report if the accuracy  
157 of the report has been questioned pursuant to subsection 10 of this  
158 section unless it is conspicuously marked "Under Review".

159                   12. Each lobbyist or lobbyist principal by whom the lobbyist  
160                   was employed, or in whose behalf the lobbyist acted, shall provide  
161                   a general description of the proposed legislation or action by the  
162                   executive branch or judicial branch which the lobbyist or lobbyist  
163                   principal supported or opposed. This information shall be supplied  
164                   to the commission on March fifteenth and May thirtieth of each  
165                   year.

166                   13. The provisions of this section shall supersede any  
167                   contradicting ordinances or charter provisions.]

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

17                   2. Each person shall, before giving testimony before any committee of the  
18 general assembly, give to the secretary of such committee such person's name and  
19 address and the identity of any lobbyist or organization, if any, on whose behalf  
20 such person appears. A person who is not a lobbyist as defined in section 105.470  
21 shall not be required to give such person's address if the committee determines  
22 that the giving of such address would endanger the person's physical health.

23                   3. (1) During any period of time in which a lobbyist continues to act as  
24 an executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local  
25 government official lobbyist, the lobbyist shall file with the commission on  
26 standardized forms prescribed by the commission monthly reports which shall be  
27 due at the close of business on the tenth day of the following month[;].

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

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

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

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

49 (d) The total of all expenditures made by a lobbyist or lobbyist principal  
50 for occasions and the identity of the group invited, the date and description of the  
51 occasion and the amount of the expenditure for each occasion when **the occasion**  
52 **takes place in Missouri and** any of the following are invited **by a notice in**  
53 **writing or by electronic means at least seventy-two hours in advance of**  
54 **the occasion:**

55 a. All members of the senate, **which may or may not include staff**  
56 **and employees;**

57 b. All members of the house of representatives, **which may or may not**  
58 **include staff and employees; [or]**

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

61 d. All members of a caucus of the majority party of the house of  
62 representatives, minority party of the house of representatives, majority party of  
63 the senate, or minority party of the senate] **which may or may not include**

64 **staff and employees; or**

65 **e. All statewide elected officials, which may or may not include**  
66 **staff and employees;**

67 (e) Any expenditure made on behalf of a public official, an elected local  
68 government official or such official's staff, employees, spouse or dependent  
69 children, if such expenditure is solicited by such official, the official's staff,  
70 employees, or spouse or dependent children, from the lobbyist or his or her  
71 lobbyist principals and the name of such person or persons, except any  
72 expenditures made to any not-for-profit corporation, charitable, fraternal or civic  
73 organization or other association formed to provide for good in the order of  
74 benevolence;

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

80 4. No expenditure reported pursuant to this section shall include any  
81 amount expended by a lobbyist or lobbyist principal on himself or herself. All  
82 expenditures disclosed pursuant to this section shall be valued on the report at  
83 the actual amount of the payment made, or the charge, expense, cost, or  
84 obligation, debt or bill incurred by the lobbyist or the person the lobbyist  
85 represents. Whenever a lobbyist principal employs more than one lobbyist,  
86 expenditures of the lobbyist principal shall not be reported by each lobbyist, but  
87 shall be reported by one of such lobbyists. No expenditure shall be made on  
88 behalf of a state senator or state representative, or such public official's staff,  
89 employees, spouse, or dependent children for travel or lodging outside the state  
90 of Missouri unless such travel or lodging was approved prior to the date of the  
91 expenditure by the administration and accounts committee of the house or the  
92 administration committee of the senate.

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

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

100 filed.

101           7. No person shall knowingly employ any person who is required to  
102 register as a registered lobbyist but is not registered pursuant to this  
103 section. Any person who knowingly violates this subsection shall be subject to a  
104 civil penalty in an amount of not more than ten thousand dollars for each  
105 violation. Such civil penalties shall be collected by action filed by the  
106 commission.

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

109           9. The prosecuting attorney of Cole County shall be reimbursed only out  
110 of funds specifically appropriated by the general assembly for investigations and  
111 prosecutions for violations of this section.

112           10. Any public official or other person whose name appears in any lobbyist  
113 report filed pursuant to this section who contests the accuracy of the portion of  
114 the report applicable to such person may petition the commission for an audit of  
115 such report and shall state in writing in such petition the specific disagreement  
116 with the contents of such report. The commission shall investigate such  
117 allegations in the manner described in section 105.959. If the commission  
118 determines that the contents of such report are incorrect, incomplete or  
119 erroneous, it shall enter an order requiring filing of an amended or corrected  
120 report.

121           11. The commission shall provide a report listing the total spent by a  
122 lobbyist for the month and year to any member or member-elect of the general  
123 assembly, judge or judicial officer, or any other person holding an elective office  
124 of state government or any elected local government official on or before the  
125 twentieth day of each month. For the purpose of providing accurate information  
126 to the public, the commission shall not publish information in either written or  
127 electronic form for ten working days after providing the report pursuant to this  
128 subsection. The commission shall not release any portion of the lobbyist report  
129 if the accuracy of the report has been questioned pursuant to subsection 10 of this  
130 section unless it is conspicuously marked "Under Review".

131           12. Each lobbyist or lobbyist principal by whom the lobbyist was  
132 employed, or in whose behalf the lobbyist acted, shall provide a general  
133 description of the proposed legislation or action by the executive branch or  
134 judicial branch which the lobbyist or lobbyist principal supported or  
135 opposed. This information shall be supplied to the commission on March fifteenth

136 and May thirtieth of each year.

137           13. The provisions of this section shall supersede any contradicting  
138 ordinances or charter provisions.

139           14. (1) **No lobbyist, lobbyist principal, or person acting on behalf**  
140 **of a lobbyist or lobbyist principal shall make any expenditure on behalf**  
141 **of any public official of the state, or such public official's staff, spouse,**  
142 **or dependent children in excess of ten dollars on any one calendar day.**

143           (2) For purposes of this subsection, no lobbyist, lobbyist  
144 principal, or person acting on behalf of a lobbyist or lobbyist principal  
145 shall combine or join in making a payment with another lobbyist,  
146 lobbyist principal, or person acting on behalf of a lobbyist or lobbyist  
147 principal for the purpose of making one expenditure for a single  
148 occasion on behalf of any public official of the state, or such public  
149 official's staff, spouse, or dependent children.

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Bill

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