

FIRST REGULAR SESSION

# HOUSE BILL NO. 577

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES BRAY (Sponsor), WILLIAMS, REYNOLDS, CAMPBELL,  
BARRY, BOUCHER, COPENHAVER AND WIGGINS.

Read 1<sup>st</sup> time January 29, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

1238L.02I

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### AN ACT

To repeal section 130.032, RSMo 2000, relating to contributions to political party committees,  
and to enact in lieu thereof one new section relating to the same subject.

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

Section A. Section 130.032, RSMo 2000, is repealed and one new section enacted in lieu  
2 thereof, to be known as section 130.032, to read as follows:

130.032. 1. In addition to the limitations imposed pursuant to section 130.031, the  
2 amount of contributions made by or accepted from any person other than the candidate in any  
3 one election shall not exceed the following:

4 (1) To elect an individual to the office of governor, lieutenant governor, secretary of  
5 state, state treasurer, state auditor or attorney general, one thousand dollars;

6 (2) To elect an individual to the office of state senator, five hundred dollars;

7 (3) To elect an individual to the office of state representative, two hundred fifty dollars;

8 (4) To elect an individual to any other office, including judicial office, if the population  
9 of the electoral district, ward, or other unit according to the latest decennial census is under one  
10 hundred thousand, two hundred fifty dollars;

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

14 (6) To elect an individual to any other office, including judicial office, if the population  
15 of the electoral district, ward, or other unit according to the latest decennial census is at least two  
16 hundred fifty thousand, one thousand dollars.

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

17           2. For purposes of this subsection "base year amount" shall be the contribution limits  
18 prescribed in this section on January 1, 1995. Such limits shall be increased on the first day of  
19 January in each even-numbered year by multiplying the base year amount by the cumulative  
20 consumer price index, as defined in section 104.010, RSMo, and rounded to the nearest  
21 twenty-five-dollar amount, for all years since January 1, 1995.

22           3. Candidate committees, exploratory committees, campaign committees and continuing  
23 committees, other than those continuing committees which are political party committees, shall  
24 be subject to the limits prescribed in subsection 1 of this section. The provisions of this  
25 subsection shall not limit the amount of contributions which may be accumulated by a candidate  
26 committee and used for expenditures to further the nomination or election of the candidate who  
27 controls such candidate committee, except as **otherwise** provided in [section 130.052] **this**  
28 **chapter**.

29           4. **No person, committee or other entity of any kind shall contribute to political**  
30 **party committees an aggregate amount in excess of five thousand dollars in any single**  
31 **calendar year.**

32           5. Except as limited by this subsection, the amount of cash contributions, and a separate  
33 amount for the amount of in-kind contributions, made by or accepted from a political party  
34 committee in any one election shall not exceed the following:

35           (1) To elect an individual to the office of governor, lieutenant governor, secretary of  
36 state, state treasurer, state auditor or attorney general, ten thousand dollars;

37           (2) To elect an individual to the office of state senator, five thousand dollars;

38           (3) To elect an individual to the office of state representative, two thousand five hundred  
39 dollars; and

40           (4) To elect an individual to any other office of an electoral district, ward or unit, ten  
41 times the allowable contribution limit for the office sought.

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43 The amount of contributions which may be made by or accepted from a political party committee  
44 in the primary election to elect any candidate who is unopposed in such primary shall be fifty  
45 percent of the amount of the allowable contributions as determined in this subsection.

46           [5.] 6. Contributions from persons under fourteen years of age shall be considered made  
47 by the parents or guardians of such person and shall be attributed toward any contribution limits  
48 prescribed in this chapter. Where the contributor under fourteen years of age has two custodial  
49 parents or guardians, fifty percent of the contribution shall be attributed to each parent or  
50 guardian, and where such contributor has one custodial parent or guardian, all such contributions  
51 shall be attributed to the custodial parent or guardian.

52           [6.] 7. Contributions received and expenditures made prior to January 1, 1995, shall be

53 reported as a separate account and pursuant to the laws in effect at the time such contributions  
54 are received or expenditures made. Contributions received and expenditures made after January  
55 1, 1995, shall be reported as a separate account from the aforementioned account and pursuant  
56 to the provisions of this chapter. The account reported pursuant to the prior law shall be retained  
57 as a separate account and any remaining funds in such account may be used pursuant to this  
58 chapter and section 130.034.

59 [7.] **8.** Any committee which accepts or gives contributions other than those allowed  
60 shall be subject to a surcharge of one thousand dollars plus an amount equal to the contribution  
61 per nonallowable contribution, to be paid to the ethics commission and which shall be transferred  
62 to the director of revenue, upon notification of such nonallowable contribution by the ethics  
63 commission, and after the candidate has had ten business days after receipt of notice to return  
64 the contribution to the contributor. The candidate and the candidate committee treasurer or  
65 deputy treasurer owing a surcharge shall be personally liable for the payment of the surcharge  
66 or may pay such surcharge only from campaign funds existing on the date of the receipt of  
67 notice. Such surcharge shall constitute a debt to the state enforceable under, but not limited to,  
68 the provisions of chapter 143, RSMo.