

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NOS. 1258 & 1267
97TH GENERAL ASSEMBLY

4072H.04C

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal sections 105.463 and 105.470, RSMo, and section 105.456 as enacted by house bill no. 1120, ninety-first general assembly, second regular session, and sections 105.473 and 130.031 as truly agreed to and finally passed by conference committee substitute no. 3 for house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second regular session, and section 105.473 as enacted by conference committee substitute for senate substitute for house committee substitute for house bill no. 1900, ninety-third general assembly, second regular session, and section 130.031 as enacted by conference committee substitute no. 2 for house committee substitute for senate committee substitute for senate bills nos. 31 & 285, ninety-second general assembly, first regular session, and to enact in lieu thereof eight new sections relating to ethics, with penalty provisions.

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

Section A. Sections 105.463 and 105.470, RSMo, and section 105.456 as enacted by
2 house bill no. 1120, ninety-first general assembly, second regular session, and sections 105.473
3 and 130.031 as truly agreed to and finally passed by conference committee substitute no. 3 for
4 house committee substitute no. 2 for senate bill no. 844, ninety-fifth general assembly, second
5 regular session, and section 105.473 as enacted by conference committee substitute for senate
6 substitute for house committee substitute for house bill no. 1900, ninety-third general assembly,
7 second regular session, and section 130.031 as enacted by conference committee substitute no.
8 2 for house committee substitute for senate committee substitute for senate bills nos. 31 & 285,
9 ninety-second general assembly, first regular session, are repealed and eight new sections enacted
10 in lieu thereof, to be known as sections 105.456, 105.463, 105.470, 105.471, 105.473, 105.499,
11 105.1280, and 130.031, to read as follows:

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

2 [105.456. 1. No member of the general assembly or the governor,
3 lieutenant governor, attorney general, secretary of state, state treasurer or state
4 auditor shall:

5 (1) Perform any service for the state or any political subdivision of the
6 state or any agency of the state or any political subdivision thereof or act in his
7 or her official capacity or perform duties associated with his or her position for
8 any person for any consideration other than the compensation provided for the
9 performance of his or her official duties; or

10 (2) Sell, rent or lease any property to the state or political subdivision
11 thereof or any agency of the state or any political subdivision thereof for
12 consideration in excess of five hundred dollars per transaction or one thousand
13 five hundred dollars per annum unless the transaction is made pursuant to an
14 award on a contract let or sale made after public notice and in the case of property
15 other than real property, competitive bidding, provided that the bid or offer
16 accepted is the lowest received; or

17 (3) Attempt, for compensation other than the compensation provided for
18 the performance of his or her official duties, to influence the decision of any
19 agency of the state on any matter, except that this provision shall not be construed
20 to prohibit such person from participating for compensation in any adversary
21 proceeding or in the preparation or filing of any public document or conference
22 thereon. The exception for a conference upon a public document shall not permit
23 any member of the general assembly or the governor, lieutenant governor,
24 attorney general, secretary of state, state treasurer or state auditor to receive any
25 consideration for the purpose of attempting to influence the decision of any
26 agency of the state on behalf of any person with regard to any application, bid or
27 request for a state grant, loan, appropriation, contract, award, permit other than
28 matters involving a driver's license, or job before any state agency, commission,
29 or elected official. Notwithstanding Missouri supreme court rule 1.10 of rule 4
30 or any other court rule or law to the contrary, other members of a firm,
31 professional corporation or partnership shall not be prohibited pursuant to this
32 subdivision from representing a person or other entity solely because a member
33 of the firm, professional corporation or partnership serves in the general
34 assembly, provided that such official does not share directly in the compensation
35 earned, so far as the same may reasonably be accounted, for such activity by the
36 firm or by any other member of the firm. This subdivision shall not be construed
37 to prohibit any inquiry for information or the representation of a person without
38 consideration before a state agency or in a matter involving the state if no
39 consideration is given, charged or promised in consequence thereof.

40 2. No sole proprietorship, partnership, joint venture, or corporation in
41 which a member of the general assembly, governor, lieutenant governor, attorney
42 general, secretary of state, state treasurer, state auditor or spouse of such official
is the sole proprietor, a partner having more than a ten percent partnership

43 interest, or a coparticipant or owner of in excess of ten percent of the outstanding
44 shares of any class of stock, shall:

45 (1) Perform any service for the state or any political subdivision thereof
46 or any agency of the state or political subdivision for any consideration in excess
47 of five hundred dollars per transaction or one thousand five hundred dollars per
48 annum unless the transaction is made pursuant to an award on a contract let or
49 sale made after public notice and competitive bidding, provided that the bid or
50 offer accepted is the lowest received; or

51 (2) Sell, rent, or lease any property to the state or any political
52 subdivision thereof or any agency of the state or political subdivision thereof for
53 consideration in excess of five hundred dollars per transaction or one thousand
54 five hundred dollars per annum unless the transaction is made pursuant to an
55 award on a contract let or a sale made after public notice and in the case of
56 property other than real property, competitive bidding, provided that the bid or
57 offer accepted is the lowest and best received.

58 3. No statewide elected official, member of the general assembly, or any
59 person acting on behalf of such official or member shall expressly and explicitly
60 make any offer or promise to confer any paid employment, where the individual
61 is compensated above actual and necessary expenses, to any statewide elected
62 official or member of the general assembly in exchange for the official's or
63 member's official vote on any public matter. Any person making such offer or
64 promise is guilty of the crime of bribery of a public servant under section
65 576.010.

66 4. Any statewide elected official or member of the general assembly who
67 accepts or agrees to accept an offer described in subsection 3 of this section is
68 guilty of the crime of acceding to corruption under section 576.020.]
69

105.456. 1. No member of the general assembly or the governor, lieutenant governor,
2 attorney general, secretary of state, state treasurer or state auditor shall:

3 (1) Perform any service for the state or any political subdivision of the state or any
4 agency of the state or any political subdivision thereof or act in his or her official capacity or
5 perform duties associated with his or her position for any person for any consideration other than
6 the compensation provided for the performance of his or her official duties; [or]

7 (2) Sell, rent or lease any property to the state or political subdivision thereof or any
8 agency of the state or any political subdivision thereof for consideration in excess of five hundred
9 dollars per transaction or one thousand five hundred dollars per annum unless the transaction is
10 made pursuant to an award on a contract let or sale made after public notice and in the case of
11 property other than real property, competitive bidding, provided that the bid or offer accepted
12 is the lowest received; [or]

13 (3) Attempt, for compensation other than the compensation provided for the performance
14 of his or her official duties, to influence the decision of any agency of the state on any matter,

15 except that this provision shall not be construed to prohibit such person from participating for
16 compensation in any adversary proceeding or in the preparation or filing of any public document
17 or conference thereon. The exception for a conference upon a public document shall not permit
18 any member of the general assembly or the governor, lieutenant governor, attorney general,
19 secretary of state, state treasurer or state auditor to receive any consideration for the purpose of
20 attempting to influence the decision of any agency of the state on behalf of any person with
21 regard to any application, bid or request for a state grant, loan, appropriation, contract, award,
22 permit other than matters involving a driver's license, or job before any state agency,
23 commission, or elected official. Notwithstanding Missouri supreme court rule 1.10 of rule 4 or
24 any other court rule or law to the contrary, other members of a firm, professional corporation or
25 partnership shall not be prohibited pursuant to this subdivision from representing a person or
26 other entity solely because a member of the firm, professional corporation or partnership serves
27 in the general assembly, provided that such official does not share directly in the compensation
28 earned, so far as the same may reasonably be accounted, for such activity by the firm or by any
29 other member of the firm. This subdivision shall not be construed to prohibit any inquiry for
30 information or the representation of a person without consideration before a state agency or in
31 a matter involving the state if no consideration is given, charged or promised in consequence
32 thereof;

33 **(4) Solicit any registered lobbyist for any position with a hiring date beginning after**
34 **such person is no longer an elected official, whether compensated or not, while such person**
35 **holds office.**

36 2. No sole proprietorship, partnership, joint venture, or corporation in which a member
37 of the general assembly, governor, lieutenant governor, attorney general, secretary of state, state
38 treasurer, state auditor or spouse of such official, is the sole proprietor, a partner having more
39 than a ten percent partnership interest, or a coparticipant or owner of in excess of ten percent of
40 the outstanding shares of any class of stock, shall:

41 (1) Perform any service for the state or any political subdivision thereof or any agency
42 of the state or political subdivision for any consideration in excess of five hundred dollars per
43 transaction or one thousand five hundred dollars per annum unless the transaction is made
44 pursuant to an award on a contract let or sale made after public notice and competitive bidding,
45 provided that the bid or offer accepted is the lowest received; or

46 (2) Sell, rent, or lease any property to the state or any political subdivision thereof or any
47 agency of the state or political subdivision thereof for consideration in excess of five hundred
48 dollars per transaction or one thousand five hundred dollars per annum unless the transaction is
49 made pursuant to an award on a contract let or a sale made after public notice and in the case of

50 property other than real property, competitive bidding, provided that the bid or offer accepted
51 is the lowest and best received.

52 **3. Neither the governor nor any person acting on behalf of the governor shall make**
53 **any offer or promise to confer an appointment to any board, commission, committee,**
54 **council, county office, department directorship, fee office under section 136.055, judgeship,**
55 **or any other position, to any member of the general assembly in exchange for the member's**
56 **official vote on any public matter. Any person making such offer or promise is guilty of**
57 **the crime of bribery of a public servant under section 576.010.**

58 **4. Any member of the general assembly who accepts or agrees to accept an offer or**
59 **promise to confer an appointment to any board, commission, committee, council, county**
60 **office, department directorship, fee office under section 136.055, judgeship, or any other**
61 **position, from the governor or any person acting on behalf of the governor in exchange for**
62 **the member's official vote on any public matter, is guilty of the crime of acceding to**
63 **corruption under section 576.020.**

105.463. [Within thirty days of submission of the person's name to the governor and in
2 order to be an eligible nominee for appointment to a board or commission requiring senate
3 confirmation, a nominee shall file a financial interest statement in the manner provided by
4 section 105.485 and shall request a list of all political contributions and the name of the
5 candidate or committee as defined in chapter 130, to which those contributions were made within
6 the four-year period prior to such appointment, made by the nominee, from the ethics
7 commission. The information shall be delivered to the nominee by the ethics commission. The
8 nominee shall deliver the information to the president pro tem of the senate prior to
9 confirmation.] **Within ten days of submission of an appointment letter to the secretary of**
10 **state for the appointment of any person to a board or commission, the governor shall**
11 **deliver to the president pro tempore of the senate a list of any political contributions and**
12 **expenditures made by the appointee within the previous four years. As used in this section,**
13 **the terms "contributions", "expenditure", and "candidate committee" shall have the same**
14 **meaning as in chapter 130.**

105.470. As used in [section] **sections 105.471 and 105.473**, unless the context requires
2 otherwise, the following words and terms mean:

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

7 (2) "Executive lobbyist", any natural person who acts for the purpose of attempting to
8 influence any action by the executive branch of government or by any elected or appointed

9 official, employee, department, division, agency or board or commission thereof and in
10 connection with such activity, meets the requirements of any one or more of the following:

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

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

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

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

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

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

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

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

33 d. Participating in public hearings or public proceedings on rules, grants, or other
34 matters;

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

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

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

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

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

53 (a) Any item, service or thing of value transferred to any person within the third degree
54 of consanguinity of the transferor which is unrelated to any activity of the transferor as a
55 lobbyist;

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

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

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

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

71 (f) The transfer of any item, provision of any service or granting of any opportunity with
72 a reasonably discernible cost or fair market value when such item, service or opportunity is
73 necessary for a public official or employee to perform his or her duty in his or her official
74 capacity, including but not limited to entrance fees to any sporting event, museum, or other
75 venue when the official or employee is participating in a ceremony, public presentation or
76 official meeting therein;

77 (g) Any payment, gift, compensation, fee, expenditure or anything of value which is
78 bestowed upon or given to any public official or a staff member, employee, spouse or dependent

79 child of a public official when it is compensation for employment or given as an employment
80 benefit and when such employment is in addition to their employment as a public official;

81 **(h) Any individual item, service, or incidental fee given to any individual public**
82 **official on one calendar day valued at less than nine dollars outside of a legislative**
83 **committee;**

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

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

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

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

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

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

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

104 b. Participating in public hearings or public proceedings on rules, grants, or other
105 matters;

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

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

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

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

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

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

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

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

133

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

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

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

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

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

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

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

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

**105.471. No lobbyist shall make any single expenditure in excess of fifty dollars on
2 behalf of any public official. No lobbyist shall expend in excess of seven hundred fifty
3 dollars quarterly on behalf of any public official.**

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

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

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

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

27 (a) The total of all expenditures by the lobbyist or his or her lobbyist principals made on
28 behalf of all public officials, their staffs and employees, and their spouses and dependent

29 children, which expenditures shall be separated into at least the following categories by the
30 executive branch, judicial branch and legislative branch of government: printing and publication
31 expenses; media and other advertising expenses; travel; the time, venue, and nature of any
32 entertainment; honoraria; meals, food and beverages; and gifts;

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

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

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

46 a. All members of the senate;

47 b. All members of the house of representatives;

48 c. All members of a joint committee of the general assembly or a standing committee of
49 either the house of representatives or senate; or

50 d. All members of a caucus of the majority party of the house of representatives, minority
51 party of the house of representatives, majority party of the senate, or minority party of the senate;

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

58 (f) A statement detailing any direct business relationship or association or partnership
59 the lobbyist has with any public official or elected local government official;

60 **(g) An itemized listing of the name of the recipient and the nature and amount of**
61 **each expenditure by the lobbyist or his or her lobbyist principal, including a service or**
62 **anything of value, for all expenditures made for a committee of the general assembly**
63 **meeting outside of the capitol building.**

64

65 The reports required by this subdivision shall cover the time periods since the filing of the last
66 report or since the lobbyist's employment or representation began, whichever is most recent.

67 4. No expenditure reported pursuant to this section shall include any amount expended
68 by a lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to
69 this section shall be valued on the report at the actual amount of the payment made, or the
70 charge, expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the
71 lobbyist represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures
72 of the lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of
73 such lobbyists. No expenditure shall be made on behalf of a state senator or state representative,
74 or such public official's staff, employees, spouse, or dependent children for travel or lodging
75 outside the state of Missouri unless such travel or lodging was approved prior to the date of the
76 expenditure by the administration and accounts committee of the house or the administration
77 committee of the senate.

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

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

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

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

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

95 10. Any public official or other person whose name appears in any lobbyist report filed
96 pursuant to this section who contests the accuracy of the portion of the report applicable to such
97 person may petition the commission for an audit of such report and shall state in writing in such
98 petition the specific disagreement with the contents of such report. The commission shall
99 investigate such allegations in the manner described in section 105.959. If the commission

100 determines that the contents of such report are incorrect, incomplete or erroneous, it shall enter
101 an order requiring filing of an amended or corrected report.

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

111 12. Each lobbyist or lobbyist principal by whom the lobbyist was employed, or in whose
112 behalf the lobbyist acted, shall provide a general description of the proposed legislation or action
113 by the executive branch or judicial branch which the lobbyist or lobbyist principal supported or
114 opposed. This information shall be supplied to the commission on March fifteenth and May
115 thirtieth of each year.

116 13. The provisions of this section shall supersede any contradicting ordinances or charter
117 provisions.

**105.499. 1. As used in this section, the term "constitutional officers" means the
2 governor, lieutenant governor, secretary of state, state auditor, state treasurer, attorney
3 general, and executive department directors and acting directors.**

**4 2. Within one hundred twenty days of taking office, appointment, or employment,
5 all constitutional officers and members of the general assembly shall complete four hours
6 of ethics training that addresses, at a minimum, ethics laws in this chapter and chapters
7 130 and 576. All requirements of this subsection shall be completed by 5:00 p.m. of the last
8 day designated for completing the requirement. When the last day of completing the
9 requirement falls on a Saturday, Sunday, or on an official state holiday, the last day for
10 completion shall be extended to 5:00 p.m. on the next day which is not a Saturday, Sunday,
11 or an official state holiday.**

**12 3. In addition to completing the requirements of this section within one hundred
13 twenty days of taking office, appointment, or employment, all constitutional officers and
14 members of the general assembly shall complete the requirements of this section once every
15 two years.**

**16 4. If any constitutional officer or member of the general assembly does not complete
17 the requirements of this section within one hundred twenty days of taking office,
18 appointment, or employment, the Missouri ethics commission shall, in writing, notify the**

19 **individual of the individual's noncompliance. Any constitutional officer or member of the**
20 **general assembly who fails to complete the requirements of this section within thirty days**
21 **of receiving a written notice under this subsection shall be assessed a fee of ten dollars for**
22 **each day such completion is overdue. The ethics commission shall list the name of any such**
23 **constitutional officer or member of the general assembly who is assessed a fee under this**
24 **subsection on its website, and such name shall remain on such website until the**
25 **constitutional officer or member of the general assembly is in compliance with this section.**

26 **5. The ethics commission shall offer the training required in this section, and shall**
27 **promulgate rules establishing format and minimum course content. Any rule or portion**
28 **of a rule, as that term is defined in section 536.010, that is created under the authority**
29 **delegated in this section shall become effective only if it complies with and is subject to all**
30 **of the provisions of chapter 536 and, if applicable, section 536.028. This section and**
31 **chapter 536 are nonseverable and if any of the powers vested with the general assembly**
32 **under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule**
33 **are subsequently held unconstitutional, then the grant of rulemaking authority and any**
34 **rule proposed or adopted after August 28, 2014, shall be invalid and void.**

105.1280. 1. No expenditure, except for food, shall be made on behalf of any public
2 **official for in-state or out-of-state travel or lodging in excess of the allowable state per diem**
3 **travel expenses established by the office of administration.**

2 [130.031. 1. No contribution of cash in an amount of more than one
3 hundred dollars shall be made by or accepted from any single contributor for any
4 election by a political action committee, a campaign committee, a political party
5 committee, an exploratory committee or a candidate committee.

6 2. Except for expenditures from a petty cash fund which is established
7 and maintained by withdrawals of funds from the committee's depository account
8 and with records maintained pursuant to the record-keeping requirements of
9 section 130.036 to account for expenditures made from petty cash, each
10 expenditure of more than fifty dollars, except an in-kind expenditure, shall be
11 made by check drawn on the committee's depository and signed by the committee
12 treasurer, deputy treasurer or candidate. A single expenditure from a petty cash
13 fund shall not exceed fifty dollars, and the aggregate of all expenditures from a
14 petty cash fund during a calendar year shall not exceed the lesser of five thousand
15 dollars or ten percent of all expenditures made by the committee during that
16 calendar year. A check made payable to "cash" shall not be made except to
17 replenish a petty cash fund.

18 3. No contribution shall be made or accepted and no expenditure shall be
19 made or incurred, directly or indirectly, in a fictitious name, in the name of
20 another person, or by or through another person in such a manner as to conceal
21 the identity of the actual source of the contribution or the actual recipient and
purpose of the expenditure. Any person who receives contributions for a

22 committee shall disclose to that committee's treasurer, deputy treasurer or
23 candidate the recipient's own name and address and the name and address of the
24 actual source of each contribution such person has received for that committee.
25 Any person who makes expenditures for a committee shall disclose to that
26 committee's treasurer, deputy treasurer or candidate such person's own name and
27 address, the name and address of each person to whom an expenditure has been
28 made and the amount and purpose of the expenditures the person has made for
29 that committee.

30 4. No anonymous contribution of more than twenty-five dollars shall be
31 made by any person, and no anonymous contribution of more than twenty-five
32 dollars shall be accepted by any candidate or committee. If any anonymous
33 contribution of more than twenty-five dollars is received, it shall be returned
34 immediately to the contributor, if the contributor's identity can be ascertained,
35 and if the contributor's identity cannot be ascertained, the candidate, committee
36 treasurer or deputy treasurer shall immediately transmit that portion of the
37 contribution which exceeds twenty-five dollars to the state treasurer and it shall
38 escheat to the state.

39 5. The maximum aggregate amount of anonymous contributions which
40 shall be accepted in any calendar year by any committee shall be the greater of
41 five hundred dollars or one percent of the aggregate amount of all contributions
42 received by that committee in the same calendar year. If any anonymous
43 contribution is received which causes the aggregate total of anonymous
44 contributions to exceed the foregoing limitation, it shall be returned immediately
45 to the contributor, if the contributor's identity can be ascertained, and, if the
46 contributor's identity cannot be ascertained, the committee treasurer, deputy
47 treasurer or candidate shall immediately transmit the anonymous contribution to
48 the state treasurer to escheat to the state.

49 6. Notwithstanding the provisions of subsection 5 of this section,
50 contributions from individuals whose names and addresses cannot be ascertained
51 which are received from a fund-raising activity or event, such as defined in
52 section 130.011, shall not be deemed anonymous contributions, provided the
53 following conditions are met:

54 (1) There are twenty-five or more contributing participants in the activity
55 or event;

56 (2) The candidate, committee treasurer, deputy treasurer or the person
57 responsible for conducting the activity or event makes an announcement that it
58 is illegal for anyone to make or receive a contribution in excess of one hundred
59 dollars unless the contribution is accompanied by the name and address of the
60 contributor;

61 (3) The person responsible for conducting the activity or event does not
62 knowingly accept payment from any single person of more than one hundred
63 dollars unless the name and address of the person making such payment is

64 obtained and recorded pursuant to the record-keeping requirements of section
65 130.036;

66 (4) A statement describing the event shall be prepared by the candidate
67 or the treasurer of the committee for whom the funds were raised or by the person
68 responsible for conducting the activity or event and attached to the disclosure
69 report of contributions and expenditures required by section 130.041. The
70 following information to be listed in the statement is in addition to, not in lieu of,
71 the requirements elsewhere in this chapter relating to the recording and reporting
72 of contributions and expenditures:

73 (a) The name and mailing address of the person or persons responsible
74 for conducting the event or activity and the name and address of the candidate or
75 committee for whom the funds were raised;

76 (b) The date on which the event occurred;

77 (c) The name and address of the location where the event occurred and
78 the approximate number of participants in the event;

79 (d) A brief description of the type of event and the fund-raising methods
80 used;

81 (e) The gross receipts from the event and a listing of the expenditures
82 incident to the event;

83 (f) The total dollar amount of contributions received from the event from
84 participants whose names and addresses were not obtained with such
85 contributions and an explanation of why it was not possible to obtain the names
86 and addresses of such participants;

87 (g) The total dollar amount of contributions received from contributing
88 participants in the event who are identified by name and address in the records
89 required to be maintained pursuant to section 130.036.

90 7. No candidate or committee in this state shall accept contributions from
91 any out-of-state committee unless the out-of-state committee from whom the
92 contributions are received has filed a statement of organization pursuant to
93 section 130.021 or has filed the reports required by sections 130.049 and
94 130.050, whichever is applicable to that committee.

95 8. Any person publishing, circulating, or distributing any printed matter
96 relative to any candidate for public office or any ballot measure shall on the face
97 of the printed matter identify in a clear and conspicuous manner the person who
98 paid for the printed matter with the words "Paid for by" followed by the proper
99 identification of the sponsor pursuant to this section. For the purposes of this
100 section, "printed matter" shall be defined to include any pamphlet, circular,
101 handbill, sample ballot, advertisement, including advertisements in any
102 newspaper or other periodical, sign, including signs for display on motor
103 vehicles, or other imprinted or lettered material; but "printed matter" is defined
104 to exclude materials printed and purchased prior to May 20, 1982, if the
105 candidate or committee can document that delivery took place prior to May 20,
106 1982; any sign personally printed and constructed by an individual without

107 compensation from any other person and displayed at that individual's place of
108 residence or on that individual's personal motor vehicle; any items of personal
109 use given away or sold, such as campaign buttons, pins, pens, pencils, book
110 matches, campaign jewelry, or clothing, which is paid for by a candidate or
111 committee which supports a candidate or supports or opposes a ballot measure
112 and which is obvious in its identification with a specific candidate or committee
113 and is reported as required by this chapter; and any news story, commentary, or
114 editorial printed by a regularly published newspaper or other periodical without
115 charge to a candidate, committee or any other person.

116 (1) In regard to any printed matter paid for by a candidate from the
117 candidate's personal funds, it shall be sufficient identification to print the first and
118 last name by which the candidate is known.

119 (2) In regard to any printed matter paid for by a committee, it shall be
120 sufficient identification to print the name of the committee as required to be
121 registered by subsection 5 of section 130.021 and the name and title of the
122 committee treasurer who was serving when the printed matter was paid for.

123 (3) In regard to any printed matter paid for by a corporation or other
124 business entity, labor organization, or any other organization not defined to be a
125 committee by subdivision (9) of section 130.011 and not organized especially for
126 influencing one or more elections, it shall be sufficient identification to print the
127 name of the entity, the name of the principal officer of the entity, by whatever
128 title known, and the mailing address of the entity, or if the entity has no mailing
129 address, the mailing address of the principal officer.

130 (4) In regard to any printed matter paid for by an individual or
131 individuals, it shall be sufficient identification to print the name of the individual
132 or individuals and the respective mailing address or addresses, except that if more
133 than five individuals join in paying for printed matter it shall be sufficient
134 identification to print the words "For a list of other sponsors contact:" followed
135 by the name and address of one such individual responsible for causing the matter
136 to be printed, and the individual identified shall maintain a record of the names
137 and amounts paid by other individuals and shall make such record available for
138 review upon the request of any person. No person shall accept for publication or
139 printing nor shall such work be completed until the printed matter is properly
140 identified as required by this subsection.

141 9. Any broadcast station transmitting any matter relative to any candidate
142 for public office or ballot measure as defined by this chapter shall identify the
143 sponsor of such matter as required by federal law.

144 10. The provisions of subsection 8 or 9 of this section shall not apply to
145 candidates for elective federal office, provided that persons causing matter to be
146 printed or broadcast concerning such candidacies shall comply with the
147 requirements of federal law for identification of the sponsor or sponsors.

148 11. It shall be a violation of this chapter for any person required to be
149 identified as paying for printed matter pursuant to subsection 8 of this section or

150 paying for broadcast matter pursuant to subsection 9 of this section to refuse to
151 provide the information required or to purposely provide false, misleading, or
152 incomplete information.

153 12. It shall be a violation of this chapter for any committee to offer
154 chances to win prizes or money to persons to encourage such persons to endorse,
155 send election material by mail, deliver election material in person or contact
156 persons at their homes; except that, the provisions of this subsection shall not be
157 construed to prohibit hiring and paying a campaign staff.

158 13. Political action committees shall only receive contributions from
159 individuals; unions; federal political action committees; and corporations,
160 associations, and partnerships formed under chapters 347 to 360, and shall be
161 prohibited from receiving contributions from other political action committees,
162 candidate committees, political party committees, campaign committees,
163 exploratory committees, or debt service committees. However, candidate
164 committees, political party committees, campaign committees, exploratory
165 committees, and debt service committees shall be allowed to return contributions
166 to a donor political action committee that is the origin of the contribution.

167 14. The prohibited committee transfers described in subsection 13 of this
168 section shall not apply to the following committees:

169 (1) The state house committee per political party designated by the
170 respective majority or minority floor leader of the house of representatives or the
171 chair of the state party if the party does not have majority or minority party status;

172 (2) The state senate committee per political party designated by the
173 respective majority or minority floor leader of the senate or the chair of the state
174 party if the party does not have majority or minority party status.

175 15. No person shall transfer anything of value to any committee with the
176 intent to conceal, from the ethics commission, the identity of the actual source.
177 Any violation of this subsection shall be punishable as follows:

178 (1) For the first violation, the ethics commission shall notify such person
179 that the transfer to the committee is prohibited under this section within five days
180 of determining that the transfer is prohibited, and that such person shall notify the
181 committee to which the funds were transferred that the funds must be returned
182 within ten days of such notification;

183 (2) For the second violation, the person transferring the funds shall be
184 guilty of a class C misdemeanor;

185 (3) For the third and subsequent violations, the person transferring the
186 funds shall be guilty of a class D felony.

187 16. Beginning January 1, 2011, all committees required to file campaign
188 financial disclosure reports with the Missouri ethics commission shall file any
189 required disclosure report in an electronic format as prescribed by the ethics
190 commission.]

191

130.031. 1. No contribution of cash in an amount of more than one hundred dollars shall
2 be made by or accepted from any single contributor for any election by a continuing committee,
3 a campaign committee, a political party committee, an exploratory committee or a candidate
4 committee.

5 2. Except for expenditures from a petty cash fund which is established and maintained
6 by withdrawals of funds from the committee's depository account and with records maintained
7 pursuant to the record-keeping requirements of section 130.036 to account for expenditures made
8 from petty cash, each expenditure of more than fifty dollars, except an in-kind expenditure, shall
9 be made by check drawn on the committee's depository and signed by the committee treasurer,
10 deputy treasurer or candidate. A single expenditure from a petty cash fund shall not exceed fifty
11 dollars, and the aggregate of all expenditures from a petty cash fund during a calendar year shall
12 not exceed the lesser of five thousand dollars or ten percent of all expenditures made by the
13 committee during that calendar year. A check made payable to "cash" shall not be made except
14 to replenish a petty cash fund.

15 3. No contribution shall be made or accepted and no expenditure shall be made or
16 incurred, directly or indirectly, in a fictitious name, in the name of another person, or by or
17 through another person in such a manner as to conceal the identity of the actual source of the
18 contribution or the actual recipient and purpose of the expenditure. Any person who receives
19 contributions for a committee shall disclose to that committee's treasurer, deputy treasurer or
20 candidate the recipient's own name and address and the name and address of the actual source
21 of each contribution such person has received for that committee. Any person who makes
22 expenditures for a committee shall disclose to that committee's treasurer, deputy treasurer or
23 candidate such person's own name and address, the name and address of each person to whom
24 an expenditure has been made and the amount and purpose of the expenditures the person has
25 made for that committee.

26 4. No anonymous contribution of more than twenty-five dollars shall be made by any
27 person, and no anonymous contribution of more than twenty-five dollars shall be accepted by any
28 candidate or committee. If any anonymous contribution of more than twenty-five dollars is
29 received, it shall be returned immediately to the contributor, if the contributor's identity can be
30 ascertained, and if the contributor's identity cannot be ascertained, the candidate, committee
31 treasurer or deputy treasurer shall immediately transmit that portion of the contribution which
32 exceeds twenty-five dollars to the state treasurer and it shall escheat to the state.

33 5. The maximum aggregate amount of anonymous contributions which shall be accepted
34 in any calendar year by any committee shall be the greater of five hundred dollars or one percent
35 of the aggregate amount of all contributions received by that committee in the same calendar
36 year. If any anonymous contribution is received which causes the aggregate total of anonymous

37 contributions to exceed the foregoing limitation, it shall be returned immediately to the
38 contributor, if the contributor's identity can be ascertained, and, if the contributor's identity
39 cannot be ascertained, the committee treasurer, deputy treasurer or candidate shall immediately
40 transmit the anonymous contribution to the state treasurer to escheat to the state.

41 6. Notwithstanding the provisions of subsection 5 of this section, contributions from
42 individuals whose names and addresses cannot be ascertained which are received from a
43 fund-raising activity or event, such as defined in section 130.011, shall not be deemed
44 anonymous contributions, provided the following conditions are met:

45 (1) There are twenty-five or more contributing participants in the activity or event;

46 (2) The candidate, committee treasurer, deputy treasurer or the person responsible for
47 conducting the activity or event makes an announcement that it is illegal for anyone to make or
48 receive a contribution in excess of one hundred dollars unless the contribution is accompanied
49 by the name and address of the contributor;

50 (3) The person responsible for conducting the activity or event does not knowingly
51 accept payment from any single person of more than one hundred dollars unless the name and
52 address of the person making such payment is obtained and recorded pursuant to the
53 record-keeping requirements of section 130.036;

54 (4) A statement describing the event shall be prepared by the candidate or the treasurer
55 of the committee for whom the funds were raised or by the person responsible for conducting the
56 activity or event and attached to the disclosure report of contributions and expenditures required
57 by section 130.041. The following information to be listed in the statement is in addition to, not
58 in lieu of, the requirements elsewhere in this chapter relating to the recording and reporting of
59 contributions and expenditures:

60 (a) The name and mailing address of the person or persons responsible for conducting
61 the event or activity and the name and address of the candidate or committee for whom the funds
62 were raised;

63 (b) The date on which the event occurred;

64 (c) The name and address of the location where the event occurred and the approximate
65 number of participants in the event;

66 (d) A brief description of the type of event and the fund-raising methods used;

67 (e) The gross receipts from the event and a listing of the expenditures incident to the
68 event;

69 (f) The total dollar amount of contributions received from the event from participants
70 whose names and addresses were not obtained with such contributions and an explanation of
71 why it was not possible to obtain the names and addresses of such participants;

72 (g) The total dollar amount of contributions received from contributing participants in
73 the event who are identified by name and address in the records required to be maintained
74 pursuant to section 130.036.

75 7. No candidate or committee in this state shall accept contributions from any
76 out-of-state committee unless the out-of-state committee from whom the contributions are
77 received has filed a statement of organization pursuant to section 130.021 or has filed the reports
78 required by sections 130.049 and 130.050, whichever is applicable to that committee.

79 8. Any person publishing, circulating, or distributing any printed matter relative to any
80 candidate for public office or any ballot measure shall on the face of the printed matter identify
81 in a clear and conspicuous manner the person who paid for the printed matter with the words
82 "Paid for by" followed by the proper identification of the sponsor pursuant to this section. For
83 the purposes of this section, "printed matter" shall be defined to include any pamphlet, circular,
84 handbill, sample ballot, advertisement, including advertisements in any newspaper or other
85 periodical, sign, including signs for display on motor vehicles, or other imprinted or lettered
86 material; but "printed matter" is defined to exclude materials printed and purchased prior to May
87 20, 1982, if the candidate or committee can document that delivery took place prior to May 20,
88 1982; any sign personally printed and constructed by an individual without compensation from
89 any other person and displayed at that individual's place of residence or on that individual's
90 personal motor vehicle; any items of personal use given away or sold, such as campaign buttons,
91 pins, pens, pencils, book matches, campaign jewelry, or clothing, which is paid for by a
92 candidate or committee which supports a candidate or supports or opposes a ballot measure and
93 which is obvious in its identification with a specific candidate or committee and is reported as
94 required by this chapter; and any news story, commentary, or editorial printed by a regularly
95 published newspaper or other periodical without charge to a candidate, committee or any other
96 person.

97 (1) In regard to any printed matter paid for by a candidate from the candidate's personal
98 funds, it shall be sufficient identification to print the first and last name by which the candidate
99 is known.

100 (2) In regard to any printed matter paid for by a committee, it shall be sufficient
101 identification to print the name of the committee as required to be registered by subsection 5 of
102 section 130.021 and the name and title of the committee treasurer who was serving when the
103 printed matter was paid for.

104 (3) In regard to any printed matter paid for by a corporation or other business entity,
105 labor organization, or any other organization not defined to be a committee by subdivision (7)
106 of section 130.011 and not organized especially for influencing one or more elections, it shall
107 be sufficient identification to print the name of the entity, the name of the principal officer of the

108 entity, by whatever title known, and the mailing address of the entity, or if the entity has no
109 mailing address, the mailing address of the principal officer.

110 (4) In regard to any printed matter paid for by an individual or individuals, it shall be
111 sufficient identification to print the name of the individual or individuals and the respective
112 mailing address or addresses, except that if more than five individuals join in paying for printed
113 matter it shall be sufficient identification to print the words "For a list of other sponsors contact:"
114 followed by the name and address of one such individual responsible for causing the matter to
115 be printed, and the individual identified shall maintain a record of the names and amounts paid
116 by other individuals and shall make such record available for review upon the request of any
117 person. No person shall accept for publication or printing nor shall such work be completed until
118 the printed matter is properly identified as required by this subsection.

119 9. Any broadcast station transmitting any matter relative to any candidate for public
120 office or ballot measure as defined by this chapter shall identify the sponsor of such matter as
121 required by federal law.

122 10. The provisions of subsection 8 or 9 of this section shall not apply to candidates for
123 elective federal office, provided that persons causing matter to be printed or broadcast
124 concerning such candidacies shall comply with the requirements of federal law for identification
125 of the sponsor or sponsors.

126 11. It shall be a violation of this chapter for any person required to be identified as
127 paying for printed matter pursuant to subsection 8 of this section or paying for broadcast matter
128 pursuant to subsection 9 of this section to refuse to provide the information required or to
129 purposely provide false, misleading, or incomplete information.

130 12. It shall be a violation of this chapter for any committee to offer chances to win prizes
131 or money to persons to encourage such persons to endorse, send election material by mail,
132 deliver election material in person or contact persons at their homes; except that, the provisions
133 of this subsection shall not be construed to prohibit hiring and paying a campaign staff.

134 **13. No gubernatorial appointee shall make any contribution to or expenditure for**
135 **the governor or the governor's candidate committee.**

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

11 deletion, or change in the lobbyist's employment or representation. The filing fee
12 shall be deposited to the general revenue fund of the state. The lobbyist principal
13 or a lobbyist employing another person for lobbying purposes may notify the
14 commission that a judicial, executive or legislative lobbyist is no longer
15 authorized to lobby for the principal or the lobbyist and should be removed from
16 the commission's files.

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

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

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

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

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

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

51 (d) The total of all expenditures made by a lobbyist or lobbyist principal
52 for occasions and the identity of the group invited, the date, location, and

53 description of the occasion and the amount of the expenditure for each occasion
54 when any of the following are invited in writing:

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

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

60 c. All members of a joint committee of the general assembly or a
61 standing committee of either the house of representatives or senate, which may
62 or may not include joint and standing committee staff;

63 d. All members of a caucus of the majority party of the house of
64 representatives, minority party of the house of representatives, majority party of
65 the senate, or minority party of the senate;

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

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

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

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

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

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

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

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

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

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

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

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

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

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