

FIRST REGULAR SESSION

# HOUSE BILL NO. 341

98TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE DUGGER.

1056H.011

D. ADAM CRUMBLISS, Chief Clerk

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## AN ACT

To repeal section 130.026 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 130.026 as enacted by senate bill no. 262, eighty-eighth general assembly, first regular session, and to enact in lieu thereof one new section relating to the filing of ethics reports, with an effective date.

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

Section A. Section 130.026 as enacted by senate bill no. 844, ninety-fifth general assembly, second regular session, and section 130.026 as enacted by senate bill no. 262, eighty-eighth general assembly, first regular session, are repealed and one new section enacted in lieu thereof, to be known as section 130.026, to read as follows:

130.026. 1. For the purpose of this section, the term "election authority" or "local election authority" means the county clerk, except that in a city or county having a board of election commissioners the board of election commissioners shall be the election authority. For any political subdivision or other district which is situated within the jurisdiction of more than one election authority, as defined herein, the election authority is the one in whose jurisdiction the candidate resides or, in the case of ballot measures, the one in whose jurisdiction the most populous portion of the political subdivision or district for which an election is held is situated, except that a county clerk or a county board of election commissioners shall be the election authority for all candidates for elective county offices other than county clerk and for any countywide ballot measures.

2. The appropriate officer or officers for candidates and ballot measures shall be 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.

13 (1) In the case of candidates for the offices of governor, lieutenant governor, secretary  
14 of state, state treasurer, state auditor, attorney general, judges of the supreme court and appellate  
15 court judges, the appropriate officer shall be the Missouri ethics commission;

16 (2) Notwithstanding the provisions of subsection 1 of this section, in the case of  
17 candidates for the offices of state senator, state representative, county clerk, and associate circuit  
18 court judges and circuit court judges, the appropriate officers shall be the Missouri ethics  
19 commission [and the election authority for the place of residence of the candidate];

20 (3) In the case of candidates for elective municipal offices in municipalities of more than  
21 one hundred thousand inhabitants and elective county offices in counties of more than one  
22 hundred thousand inhabitants, the appropriate officers shall be the Missouri ethics commission  
23 [and the election authority of the municipality or county in which the candidate seeks office];

24 (4) In the case of all other offices, the appropriate officer shall be the [election authority  
25 of the district or political subdivision for which the candidate seeks office] **Missouri ethics**  
26 **commission;**

27 (5) In the case of ballot measures, the appropriate officer or officers shall be:

28 (a) The Missouri ethics commission for a statewide measure;

29 (b) The local election authority for any political subdivision or district as determined by  
30 the provisions of subsection 1 of this section for any measure, other than a statewide measure,  
31 to be voted on in that political subdivision or district.

32 **3. The candidates required to file financial disclosure reports with the Missouri**  
33 **ethics commission under subdivisions (2), (3), and (4) of subsection 2 of this section shall**  
34 **file any required disclosure report in an electronic format as prescribed by the commission.**

35 **4.** The appropriate officer or officers for candidate committees and campaign committees  
36 shall be the same as designated in subsection 2 of this section for the candidates or ballot  
37 measures supported or opposed as indicated in the statement of organization required to be filed  
38 by any such committee.

39 [4.] **5.** The appropriate officer for political party committees shall be as follows:

40 (1) In the case of state party committees, the appropriate officer shall be the Missouri  
41 ethics commission;

42 (2) In the case of any district, county or city political party committee, the appropriate  
43 officer shall be the Missouri ethics commission and the election authority for that district, county  
44 or city.

45 [5.] **6.** The appropriate officers for a political action committee and for any other  
46 committee not named in subsections [3,] **2, 4 and 5** of this section shall be as follows:

47 (1) The Missouri ethics commission and the election authority for the county in which  
48 the committee is domiciled; and

49 (2) If the committee makes or anticipates making expenditures other than direct  
50 contributions which aggregate more than five hundred dollars to support or oppose one or more  
51 candidates or ballot measures in the same political subdivision or district for which the  
52 appropriate officer is an election authority other than the one for the county in which the  
53 committee is domiciled, the appropriate officers for that committee shall include such other  
54 election authority or authorities, except that committees covered by this subsection need not file  
55 statements required by section 130.021 and reports required by subsections 6, 7 and 8 of section  
56 130.046 with any appropriate officer other than those set forth in subdivision (1) of this  
57 subsection.

58 6. The term "domicile" or "domiciled" means the address of the committee listed on the  
59 statement of organization required to be filed by that committee in accordance with the  
60 provisions of section 130.021.

[130.026. 1. For the purpose of this section, the term "election authority"  
2 or "local election authority" means the county clerk, except that in a city or  
3 county having a board of election commissioners the board of election  
4 commissioners shall be the election authority. For any political subdivision or  
5 other district which is situated within the jurisdiction of more than one election  
6 authority, as defined herein, the election authority is the one in whose jurisdiction  
7 the candidate resides or, in the case of ballot measures, the one in whose  
8 jurisdiction the most populous portion of the political subdivision or district for  
9 which an election is held is situated, except that a county clerk or a county board  
10 of election commissioners shall be the election authority for all candidates for  
11 elective county offices other than county clerk and for any countywide ballot  
12 measures.

13 2. The appropriate officer or officers for candidates and ballot measures  
14 shall be as follows:

15 (1) In the case of candidates for the offices of governor, lieutenant  
16 governor, secretary of state, state treasurer, state auditor, attorney general, judges  
17 of the supreme court and appellate court judges, the appropriate officer shall be  
18 the Missouri ethics commission;

19 (2) Notwithstanding the provisions of subsection 1 of this section, in the  
20 case of candidates for the offices of state senator, state representative, county  
21 clerk, and associate circuit court judges and circuit court judges, the appropriate  
22 officers shall be the Missouri ethics commission and the election authority for the  
23 place of residence of the candidate;

24 (3) In the case of candidates for elective municipal offices in  
25 municipalities of more than one hundred thousand inhabitants and elective county  
26 offices in counties of more than one hundred thousand inhabitants, the  
27 appropriate officers shall be the Missouri ethics commission and the election  
28 authority of the municipality or county in which the candidate seeks office;

29 (4) In the case of all other offices, the appropriate officer shall be the  
30 election authority of the district or political subdivision for which the candidate  
31 seeks office;

32 (5) In the case of ballot measures, the appropriate officer or officers shall  
33 be:

34 (a) The Missouri ethics commission for a statewide measure;

35 (b) The local election authority for any political subdivision or district as  
36 determined by the provisions of subsection 1 of this section for any measure,  
37 other than a statewide measure, to be voted on in that political subdivision or  
38 district.

39 3. The appropriate officer or officers for candidate committees and  
40 campaign committees shall be the same as designated in subsection 2 of this  
41 section for the candidates or ballot measures supported or opposed as indicated  
42 in the statement of organization required to be filed by any such committee.

43 4. The appropriate officer for political party committees shall be as  
44 follows:

45 (1) In the case of state party committees, the appropriate officer shall be  
46 the Missouri ethics commission;

47 (2) In the case of any district, county or city political party committee, the  
48 appropriate officer shall be the Missouri ethics commission and the election  
49 authority for that district, county or city.

50 5. The appropriate officers for a continuing committee and for any other  
51 committee not named in subsections 3, 4 and 5 of this section shall be as follows:

52 (1) The Missouri ethics commission and the election authority for the  
53 county in which the committee is domiciled; and

54 (2) If the committee makes or anticipates making expenditures other than  
55 direct contributions which aggregate more than five hundred dollars to support  
56 or oppose one or more candidates or ballot measures in the same political  
57 subdivision or district for which the appropriate officer is an election authority  
58 other than the one for the county in which the committee is domiciled, the  
59 appropriate officers for that committee shall include such other election authority  
60 or authorities, except that committees covered by this subsection need not file  
61 statements required by section 130.021 and reports required by subsections 6, 7  
62 and 8 of section 130.046 with any appropriate officer other than those set forth  
63 in subdivision (1) of this subsection.

64 6. The term "domicile" or "domiciled" means the address of the  
65 committee listed on the statement of organization required to be filed by that  
66 committee in accordance with the provisions of section 130.021.]

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Section B. The provisions of Section A of this Act shall become effective on January 1,

2 2016.

