

Barnes



Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed

SS SCS HB 2203

entitled:

AN ACT

To repeal section 130.034, RSMo and section 130.021 as enacted by senate bill no. 485, ninety-fifth general assembly, first regular session, and to enact in lieu thereof four new sections relating to the expenditure of campaign committee funds.

With SA 1 to SSA 1 for SA 1, SA 4 to SSA 1 for SA 1, SSA 1 for SA 1, a.a., SA 2, SA 1 to SA 3, SA 3, a.a., & SA 4

In which the concurrence of the House is respectfully requested.

Respectfully,

A handwritten signature in black ink, reading 'Adriane D. Crouse'.

Adriane D. Crouse
Secretary of the Senate

MAR 07 2016

SA L to
SJA L for

2

5856S08.13S

SENATE AMENDMENT NO. 1

Offered by Kerue of 6TH

Amend SSA SS/SCS/House Bill No. 2203, Page 1, Section _____, Line 1,

- 2 by striking all of said line and inserting in lieu thereof the
3 following: "Amend SS/SCS/House Bill No. 2203, Page 1, Section
4 105.453, line 16 by striking the words: "candidate committee or";
5 and further amend said bill and section, page 2, lines 4-5 by
6 striking the words "candidate committee","; and
7 Further amend said bill, page 12, Section 130.097, line 5".

Offered 3/3/16
Adopted "

SA 4 to

Read 3/3/16

SSA 1 FOR

5856S08.16S

SENATE AMENDMENT NO. 1

Offered by Sen Kehoe of _____

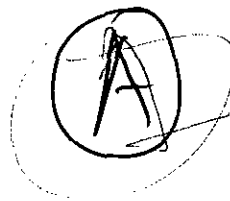
Amend SSA SS/SCS/House Bill No. 2203, Page 1, Section _____, Line 5,

- 2 by inserting after the word "lobbyist" the following: "as
3 defined in section 105.470,"; and further amend line 9 by
4 inserting after the word "official" the following: "as defined
5 in section 105.470".

Offered 3/3/16
Adopted 3/3/16 *Dawn*

SSA 1

for



Read 3/3/16

5856S08.12S

SENATE AMENDMENT NO. 1

Offered by KENOE of 6TH

Amend SS/SCS/House Bill No. 2203, Page 12, Section 130.097, Line 5

2 of said page, by inserting immediately after "130.097." the
3 following: "1."; and further amend line 11 of said page, by
4 inserting immediately after said line the following:
5 "2. No person who registers as a lobbyist shall transfer
6 funds from any candidate committee, exploratory committee, debt
7 service committee, or continuing committee under his or her
8 control to any such committee controlled by a candidate or public
9 official."

10

Offered 3/3/16
Adopted "

SENATE AMENDMENT NO. 2Offered by Silver of 17Amend SS/SCS/House Bill No. 2203, Page 12, Section 130.097, Line 11,

2 by inserting after all of said line the following:

3 "Section 1. If any provision of this act or the application
4 thereof to anyone or to any circumstance is held invalid, the
5 remainder of those sections and the application of such
6 provisions to others or other circumstances shall not be affected
7 thereby."; and

8 Further amend the title and enacting clause accordingly.

Offered 3/3/16
adopted "

SA L

to

5856S08.18S

SENATE AMENDMENT NO. 3

Offered by Schafer of 19

Amend SA SS/SCS/House Bill No. 2203, Page 6, Section 130.041, Line 18,

- 2 by inserting immediately after the first use of the word
3 "candidate" the following: "or the candidate's spouse".

Offered 3/3/16
Adopted "

SENATE AMENDMENT NO. 3Offered by Sen. Schaefer of 19thAmend SS/SCS/House Bill No. 2203, Page 12, Section 130.034, Line 4,

2 by inserting after all of said line the following:

3 "130.041. 1. Except as provided in subsection 5 of section
4 130.016, the candidate, if applicable, treasurer or deputy
5 treasurer of every committee which is required to file a
6 statement of organization, shall file a legibly printed or typed
7 disclosure report of receipts and expenditures. The reports
8 shall be filed with the appropriate officer designated in section
9 130.026 at the times and for the periods prescribed in section
10 130.046. Except as provided in sections 130.049 and 130.050,
11 each report shall set forth:

12 (1) The full name, as required in the statement of
13 organization pursuant to subsection 5 of section 130.021, and
14 mailing address of the committee filing the report and the full
15 name, mailing address and telephone number of the committee's
16 treasurer and deputy treasurer if the committee has named a
17 deputy treasurer;

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

20 (3) Receipts for the period, including:

21 (a) Total amount of all monetary contributions received

Offered 3/3/16
Adopted 3/3/16

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

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

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

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

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

29 (f) A listing of each loan received by name and address of

1 the lender and date and amount of the loan. For each loan of
2 more than one hundred dollars, a separate statement shall be
3 attached setting forth the name and address of the lender and
4 each person liable directly, indirectly or contingently, and the
5 date, amount and terms of the loan;

6 (4) Expenditures for the period, including:

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

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

10 (c) The total dollar value of all in-kind expenditures
11 made;

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

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

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

29 (6) The total amount of outstanding indebtedness as of the

1 closing date of the reporting period covered;

2 (7) The amount of expenditures for or against a candidate
3 or ballot measure during the period covered and the cumulative
4 amount of expenditures for or against that candidate or ballot
5 measure, with each candidate being listed by name, mailing
6 address and office sought. For the purpose of disclosure
7 reports, expenditures made in support of more than one candidate
8 or ballot measure or both shall be apportioned reasonably among
9 the candidates or ballot measure or both. In apportioning
10 expenditures to each candidate or ballot measure, political party
11 committees and continuing committees need not include
12 expenditures for maintaining a permanent office, such as
13 expenditures for salaries of regular staff, office facilities and
14 equipment or other expenditures not designed to support or oppose
15 any particular candidates or ballot measures; however, all such
16 expenditures shall be listed pursuant to subdivision (4) of this
17 subsection;

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

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

28 (10) Each committee that receives a contribution which is
29 restricted or designated in whole or in part by the contributor

1 for transfer to a particular candidate, committee or other person
2 shall include a statement of the name and address of that
3 contributor in the next disclosure report required to be filed
4 after receipt of such contribution, together with the date and
5 amount of any such contribution which was so restricted or
6 designated by that contributor, together with the name of the
7 particular candidate or committee to whom such contribution was
8 so designated or restricted by that contributor and the date and
9 amount of such contribution.

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

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

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

5 (3) In the case of a political party committee or a
6 continuing committee, the period shall begin on the first day of
7 January of the year in which the report or statement is being
8 filed and end on the closing date for the period for which the
9 report or statement is required; except, if the report or
10 statement is required to be filed prior to the first day of July
11 in any given year, the period shall begin on the first day of
12 July of the preceding year.

13 3. The disclosure report shall be signed and attested by
14 the committee treasurer or deputy treasurer and by the candidate
15 in case of a candidate committee.

16 4. Every candidate and candidate committee shall report as
17 part of the disclosure reports required under this section all
18 contributions and expenditures made by any organization that is
19 exempt from taxation under 501(c)(3) or 501(c)(4) of the Internal
20 Revenue Code of 1986, as amended, for which such candidate,
21 candidate committee, or any person employed by or under contract
22 with such candidate or candidate committee, exerts control over
23 the disbursement of funds from such an organization.

24 5. The words "consulting or consulting services, fees, or
25 expenses", or similar words, shall not be used to describe the
26 purpose of a payment as required in this section. The reporting
27 of any payment to such an independent contractor shall be on a
28 form supplied by the appropriate officer, established by the
29 ethics commission and shall include identification of the

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

8 [130.041. 1. Except as provided in subsection 5 of section
9 130.016, the candidate, if applicable, treasurer or deputy
10 treasurer of every committee which is required to file a
11 statement of organization, shall file a legibly printed or typed
12 disclosure report of receipts and expenditures. The reports
13 shall be filed with the appropriate officer designated in section
14 130.026 at the times and for the periods prescribed in section
15 130.046. Except as provided in sections 130.049 and 130.050,
16 each report shall set forth:

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

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

25 (3) Receipts for the period, including:

26 (a) Total amount of all monetary contributions received
27 which can be identified in the committee's records by name and
28 address of each contributor. In addition, the candidate
29 committee shall make a reasonable effort to obtain and report the
30 employer, or occupation if self-employed or notation of
31 retirement, of each person from whom the committee received one
32 or more contributions which in the aggregate total in excess of
33 one hundred dollars and shall make a reasonable effort to obtain
34 and report a description of any contractual relationship over
35 five hundred dollars between the contributor and the state if the
36 candidate is seeking election to a state office or between the
37 contributor and any political subdivision of the state if the
38 candidate is seeking election to another political subdivision of
39 the state;

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

41 (c) Total amount of all monetary contributions received
42 through fund-raising events or activities from participants whose
43 names and addresses were not obtained with such contributions,
44 with an attached statement or copy of the statement describing
45 each fund-raising event as required in subsection 6 of section
46 130.031;

1 (d) Total dollar value of all in-kind contributions
2 received;

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

9 (f) A listing of each loan received by name and address of
10 the lender and date and amount of the loan. For each loan of
11 more than one hundred dollars, a separate statement shall be
12 attached setting forth the name and address of the lender and
13 each person liable directly, indirectly or contingently, and the
14 date, amount and terms of the loan;

15 (4) Expenditures for the period, including:

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

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

19 (c) The total dollar value of all in-kind expenditures
20 made;

21 (d) The full name and mailing address of each person to
22 whom an expenditure of money or any other thing of value in the
23 amount of more than one hundred dollars has been made, contracted
24 for or incurred, together with the date, amount and purpose of
25 each expenditure. Expenditures of one hundred dollars or less
26 may be grouped and listed by categories of expenditure showing
27 the total dollar amount of expenditures in each category, except
28 that the report shall contain an itemized listing of each payment
29 made to campaign workers by name, address, date, amount and
30 purpose of each payment and the aggregate amount paid to each
31 such worker;

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

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

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

40 (7) The amount of expenditures for or against a candidate
41 or ballot measure during the period covered and the cumulative
42 amount of expenditures for or against that candidate or ballot
43 measure, with each candidate being listed by name, mailing
44 address and office sought. For the purpose of disclosure
45 reports, expenditures made in support of more than one candidate
46 or ballot measure or both shall be apportioned reasonably among
47 the candidates or ballot measure or both. In apportioning
48 expenditures to each candidate or ballot measure, political party
49 committees and political action committees need not include
50 expenditures for maintaining a permanent office, such as
51 expenditures for salaries of regular staff, office facilities and
52 equipment or other expenditures not designed to support or oppose

1 any particular candidates or ballot measures; however, all such
2 expenditures shall be listed pursuant to subdivision (4) of this
3 subsection;

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

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

14 (10) Each committee that receives a contribution which is
15 restricted or designated in whole or in part by the contributor
16 for transfer to a particular candidate, committee or other person
17 shall include a statement of the name and address of that
18 contributor in the next disclosure report required to be filed
19 after receipt of such contribution, together with the date and
20 amount of any such contribution which was so restricted or
21 designated by that contributor, together with the name of the
22 particular candidate or committee to whom such contribution was
23 so designated or restricted by that contributor and the date and
24 amount of such contribution.

25 2. For the purpose of this section and any other section in
26 this chapter except sections 130.049 and 130.050 which requires a
27 listing of each contributor who has contributed a specified
28 amount, the aggregate amount shall be computed by adding all
29 contributions received from any one person during the following
30 periods:

31 (1) In the case of a candidate committee, the period shall
32 begin on the date on which the candidate became a candidate
33 according to the definition of the term "candidate" in section
34 130.011 and end at 11:59 p.m. on the day of the primary
35 election, if the candidate has such an election or at 11:59 p.m.
36 on the day of the general election. If the candidate has a
37 general election held after a primary election, the next
38 aggregating period shall begin at 12:00 midnight on the day after
39 the primary election day and shall close at 11:59 p.m. on the day
40 of the general election. Except that for contributions received
41 during the thirty-day period immediately following a primary
42 election, the candidate shall designate whether such contribution
43 is received as a primary election contribution or a general
44 election contribution;

45 (2) In the case of a campaign committee, the period shall
46 begin on the date the committee received its first contribution
47 and end on the closing date for the period for which the report
48 or statement is required;

49 (3) In the case of a political party committee or a
50 political action committee, the period shall begin on the first
51 day of January of the year in which the report or statement is
52 being filed and end on the closing date for the period for which

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

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

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

22 Further amend the title and enacting clause accordingly.

SENATE AMENDMENT NO. 4

Offered by

Chappelle-Nadal

of

14thAmend SS/SCS/House Bill No. 2203, Page 1, Section 105.453, Line 14,

- 2 by inserting immediately after "501(c)(3)" the following: "or
3 Section 501(c)(4)".

Offered 3/3/16

Adopted "