

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Bill No. 937, Page 28,  
2 Section 99.820, Line 210, by inserting after all of said section and line the following:

3  
4 "105.470. As used in section 105.473, unless the context requires otherwise, the following  
5 words and terms mean:

6 (1) "Elected local government official lobbyist", any natural person employed specifically  
7 for the purpose of attempting to influence any action by a local government official elected in a  
8 county, city, town, or village with an annual operating budget of over ten million dollars who makes  
9 total expenditures of fifty dollars or more during the twelve-month period beginning January first  
10 and ending December thirty-first for the benefit of one or more local government officials;

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

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

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

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

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

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

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

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

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

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1 the goods or services being offered for sale;

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

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

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

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

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

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

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

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

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

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

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

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

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

47 (h) Any plaque or award that signifies the honorary recognition of a service or other notable  
48 accomplishment not to exceed fifty dollars in value;

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

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

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

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

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

17  
 18 A "judicial lobbyist" shall not include a member of the general assembly, an elected state official, or  
 19 any other person solely due to such person's participation in any of the following activities:

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

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

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

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

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

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

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

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

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

46 (d) Makes total expenditures of fifty dollars or more during the twelve-month period  
 47 beginning January first and ending December thirty-first for the benefit of one or more public  
 48 officials or one or more employees of the legislative branch of state government in connection with

1 such activity.

2  
3 A "legislative lobbyist" shall include an attorney at law engaged in activities on behalf of any person  
4 unless excluded by any of the following exceptions. A "legislative lobbyist" shall not include any  
5 member of the general assembly, an elected state official, or any other person solely due to such  
6 person's participation in any of the following activities:

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

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

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

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

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

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

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

24 [105.473. 1. Each lobbyist shall, not later than January fifth of each year or  
25 five days after beginning any activities as a lobbyist, file standardized  
26 registration forms, verified by a written declaration that it is made under the  
27 penalties of perjury, along with a filing fee of ten dollars, with the  
28 commission. The forms shall include the lobbyist's name and business  
29 address, the name and address of all persons such lobbyist employs for  
30 lobbying purposes, the name and address of each lobbyist principal by whom  
31 such lobbyist is employed or in whose interest such lobbyist appears or  
32 works. The commission shall maintain files on all lobbyists' filings, which  
33 shall be open to the public. Each lobbyist shall file an updating statement  
34 under oath within one week of any addition, deletion, or change in the  
35 lobbyist's employment or representation. The filing fee shall be deposited to  
36 the general revenue fund of the state. The lobbyist principal or a lobbyist  
37 employing another person for lobbying purposes may notify the commission  
38 that a judicial, executive or legislative lobbyist is no longer authorized to  
39 lobby for the principal or the lobbyist and should be removed from the  
40 commission's files.

41 2. Each person shall, before giving testimony before any committee of the  
42 general assembly, give to the secretary of such committee such person's name  
43 and address and the identity of any lobbyist or organization, if any, on whose  
44 behalf such person appears. A person who is not a lobbyist as defined in  
45 section 105.470 shall not be required to give such person's address if the  
46 committee determines that the giving of such address would endanger the  
47 person's physical health.

48 3. (1) During any period of time in which a lobbyist continues to act as an

1 executive lobbyist, judicial lobbyist, legislative lobbyist, or elected local  
2 government official lobbyist, the lobbyist shall file with the commission on  
3 standardized forms prescribed by the commission monthly reports which shall  
4 be due at the close of business on the tenth day of the following month;

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

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

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

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

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

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

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

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

40 d. All members of a caucus of the majority party of the house of  
41 representatives, minority party of the house of representatives, majority party  
42 of the senate, or minority party of the senate;

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

45 (e) Any expenditure made on behalf of a public official, an elected local  
46 government official or such official's staff, employees, spouse or dependent  
47 children, if such expenditure is solicited by such official, the official's staff,  
48 employees, or spouse or dependent children, from the lobbyist or his or her

1 lobbyist principals and the name of such person or persons, except any  
2 expenditures made to any not-for-profit corporation, charitable, fraternal or  
3 civic organization or other association formed to provide for good in the  
4 order of benevolence and except for any expenditure reported under  
5 paragraph (d) of this subdivision;

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

11 4. No expenditure reported pursuant to this section shall include any amount  
12 expended by a lobbyist or lobbyist principal on himself or herself. All  
13 expenditures disclosed pursuant to this section shall be valued on the report at  
14 the actual amount of the payment made, or the charge, expense, cost, or  
15 obligation, debt or bill incurred by the lobbyist or the person the lobbyist  
16 represents. Whenever a lobbyist principal employs more than one lobbyist,  
17 expenditures of the lobbyist principal shall not be reported by each lobbyist,  
18 but shall be reported by one of such lobbyists. No expenditure shall be made  
19 on behalf of a state senator or state representative, or such public official's  
20 staff, employees, spouse, or dependent children for travel or lodging outside  
21 the state of Missouri unless such travel or lodging was approved prior to the  
22 date of the expenditure by the administration and accounts committee of the  
23 house or the administration committee of the senate.

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

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

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

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

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

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

1 the commission determines that the contents of such report are incorrect,  
2 incomplete or erroneous, it shall enter an order requiring filing of an amended  
3 or corrected report.

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

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

21 13. The provisions of this section shall supersede any contradicting  
22 ordinances or charter provisions.]

23 105.473. 1. Each lobbyist shall, not later than January fifth of each year or five days after  
24 beginning any activities as a lobbyist, file standardized registration forms, verified by a written  
25 declaration that it is made under the penalties of perjury, along with a filing fee of ten dollars, with  
26 the commission. The forms shall include the lobbyist's name and business address, the name and  
27 address of all persons such lobbyist employs for lobbying purposes, the name and address of each  
28 lobbyist principal by whom such lobbyist is employed or in whose interest such lobbyist appears or  
29 works. The commission shall maintain files on all lobbyists' filings, which shall be open to the  
30 public. Each lobbyist shall file an updating statement under oath within one week of any addition,  
31 deletion, or change in the lobbyist's employment or representation. The filing fee shall be deposited  
32 to the general revenue fund of the state. The lobbyist principal or a lobbyist employing another  
33 person for lobbying purposes may notify the commission that a judicial, executive or legislative  
34 lobbyist is no longer authorized to lobby for the principal or the lobbyist and should be removed  
35 from the commission's files.

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

41 3. (1) During any period of time in which a lobbyist continues to act as an executive  
42 lobbyist, judicial lobbyist, legislative lobbyist, or elected local government official lobbyist, the  
43 lobbyist shall file with the commission on standardized forms prescribed by the commission  
44 monthly reports which shall be due at the close of business on the tenth day of the following month;

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

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

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

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

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

14 (d) The total of all expenditures made by a lobbyist or lobbyist principal for occasions and  
 15 the identity of the group invited, the date and description of the occasion and the amount of the  
 16 expenditure for each occasion when [any] all of the following are invited seventy-two hours in  
 17 advance using the same communication medium and in writing:

18 a. [All members of the senate;

19 b. All members of the house of representatives;

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

22 d. All members of a caucus of the majority party of the house of representatives, minority  
 23 party of the house of representatives, majority party of the senate, or minority party of the senate]  
 24 All members of the general assembly, which may or may not include staff and employees under the  
 25 direct supervision of a member of the general assembly; and

26 b. All statewide officials, which may or may not include staff and employees under the  
 27 direct supervision of a statewide official;

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

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

38 4. No expenditure reported pursuant to this section shall include any amount expended by a  
 39 lobbyist or lobbyist principal on himself or herself. All expenditures disclosed pursuant to this  
 40 section shall be valued on the report at the actual amount of the payment made, or the charge,  
 41 expense, cost, or obligation, debt or bill incurred by the lobbyist or the person the lobbyist  
 42 represents. Whenever a lobbyist principal employs more than one lobbyist, expenditures of the  
 43 lobbyist principal shall not be reported by each lobbyist, but shall be reported by one of such  
 44 lobbyists. No expenditure shall be made on behalf of a state senator or state representative, or such  
 45 public official's staff, employees, spouse, or dependent children for travel or lodging outside the  
 46 state of Missouri unless such travel or lodging was approved prior to the date of the expenditure by  
 47 the administration and accounts committee of the house or the administration committee of the  
 48 senate.



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

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

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

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

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

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

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

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

37           13. The provisions of this section shall supersede any contradicting ordinances or charter  
38 provisions.

39           14. Notwithstanding any provision of law to the contrary, no lobbyist principal or lobbyist  
40 or any other person acting on behalf of a lobbyist principal or lobbyist shall make any expenditure  
41 for any public official of the state, local government official or school district board member, his or  
42 her staff or employees, or his or her spouse or dependent children, except for expenditures reported  
43 under paragraph (d) of subdivision (2) of subsection 3 of this section.

44           [105.485. 1. Each financial interest statement required by sections 105.483  
45 to 105.492 shall be on a form prescribed by the commission and shall be  
46 signed and verified by a written declaration that it is made under penalties of  
47 perjury; provided, however, the form shall not seek information which is not  
48 specifically required by sections 105.483 to 105.492.

1 2. Each person required to file a financial interest statement pursuant to  
2 subdivisions (1) to (12) of section 105.483 shall file the following  
3 information for himself, his spouse and dependent children at any time during  
4 the period covered by the statement, whether singularly or collectively;  
5 provided, however, that said person, if he does not know and his spouse will  
6 not divulge any information required to be reported by this section  
7 concerning the financial interest of his spouse, shall state on his financial  
8 interest statement that he has disclosed that information known to him and  
9 that his spouse has refused or failed to provide other information upon his  
10 bona fide request, and such statement shall be deemed to satisfy the  
11 requirements of this section for such financial interest of his spouse; and  
12 provided further if the spouse of any person required to file a financial  
13 interest statement is also required by section 105.483 to file a financial  
14 interest statement, the financial interest statement filed by each need not  
15 disclose the financial interest of the other, provided that each financial interest  
16 statement shall state that the spouse of the person has filed a separate  
17 financial interest statement and the name under which the statement was filed:  
18 (1) The name and address of each of the employers of such person from  
19 whom income of one thousand dollars or more was received during the year  
20 covered by the statement;  
21 (2) The name and address of each sole proprietorship which he owned; the  
22 name, address and the general nature of the business conducted of each  
23 general partnership and joint venture in which he was a partner or participant;  
24 the name and address of each partner or coparticipant for each partnership or  
25 joint venture unless such names and addresses are filed by the partnership or  
26 joint venture with the secretary of state; the name, address and general nature  
27 of the business conducted of any closely held corporation or limited  
28 partnership in which the person owned ten percent or more of any class of the  
29 outstanding stock or limited partners' units; and the name of any publicly  
30 traded corporation or limited partnership which is listed on a regulated stock  
31 exchange or automated quotation system in which the person owned two  
32 percent or more of any class of outstanding stock, limited partnership units or  
33 other equity interests;  
34 (3) The name and address of any other source not reported pursuant to  
35 subdivisions (1) and (2) and subdivisions (4) to (9) of this subsection from  
36 which such person received one thousand dollars or more of income during  
37 the year covered by the statement, including, but not limited to, any income  
38 otherwise required to be reported on any tax return such person is required by  
39 law to file; except that only the name of any publicly traded corporation or  
40 limited partnership which is listed on a regulated stock exchange or  
41 automated quotation system need be reported pursuant to this subdivision;  
42 (4) The location by county, the subclassification for property tax assessment  
43 purposes, the approximate size and a description of the major improvements  
44 and use for each parcel of real property in the state, other than the individual's  
45 personal residence, having a fair market value of ten thousand dollars or more  
46 in which such person held a vested interest including a leasehold for a term of  
47 ten years or longer, and, if the property was transferred during the year  
48 covered by the statement, the name and address of the persons furnishing or

1 receiving consideration for such transfer;

2 (5) The name and address of each entity in which such person owned stock,  
3 bonds or other equity interest with a value in excess of ten thousand dollars;  
4 except that, if the entity is a corporation listed on a regulated stock exchange,  
5 only the name of the corporation need be listed; and provided that any  
6 member of any board or commission of the state or any political subdivision  
7 who does not receive any compensation for his services to the state or  
8 political subdivision other than reimbursement for his actual expenses or a per  
9 diem allowance as prescribed by law for each day of such service need not  
10 report interests in publicly traded corporations or limited partnerships which  
11 are listed on a regulated stock exchange or automated quotation system  
12 pursuant to this subdivision; and provided further that the provisions of this  
13 subdivision shall not require reporting of any interest in any qualified plan or  
14 annuity pursuant to the Employees' Retirement Income Security Act;

15 (6) The name and address of each corporation for which such person served  
16 in the capacity of a director, officer or receiver;

17 (7) The name and address of each not-for-profit corporation and each  
18 association, organization, or union, whether incorporated or not, except not-  
19 for-profit corporations formed to provide church services, fraternal  
20 organizations or service clubs from which the officer or employee draws no  
21 remuneration, in which such person was an officer, director, employee or  
22 trustee at any time during the year covered by the statement, and for each  
23 such organization, a general description of the nature and purpose of the  
24 organization;

25 (8) The name and address of each source from which such person received a  
26 gift or gifts, or honorarium or honoraria in excess of two hundred dollars in  
27 value per source during the year covered by the statement other than gifts  
28 from persons within the third degree of consanguinity or affinity of the  
29 person filing the financial interest statement. For the purposes of this section,  
30 a "gift" shall not be construed to mean political contributions otherwise  
31 required to be reported by law or hospitality such as food, beverages or  
32 admissions to social, art, or sporting events or the like, or informational  
33 material. For the purposes of this section, a "gift" shall include gifts to or by  
34 creditors of the individual for the purpose of cancelling, reducing or  
35 otherwise forgiving the indebtedness of the individual to that creditor;

36 (9) The lodging and travel expenses provided by any third person for  
37 expenses incurred outside the state of Missouri whether by gift or in relation  
38 to the duties of office of such official, except that such statement shall not  
39 include travel or lodging expenses:

40 (a) Paid in the ordinary course of business for businesses described in  
41 subdivisions (1), (2), (5) and (6) of this subsection which are related to the  
42 duties of office of such official; or

43 (b) For which the official may be reimbursed as provided by law; or

44 (c) Paid by persons related by the third degree of consanguinity or  
45 affinity to the person filing the statement; or

46 (d) Expenses which are reported by the campaign committee or candidate  
47 committee of the person filing the statement pursuant to the provisions of  
48 chapter 130; or

(e) Paid for purely personal purposes which are not related to the person's official duties by a third person who is not a lobbyist, a lobbyist principal or member, or officer or director of a member, of any association or entity which employs a lobbyist. The statement shall include the name and address of such person who paid the expenses, the date such expenses were incurred, the amount incurred, the location of the travel and lodging, and the nature of the services rendered or reason for the expenses;

(10) The assets in any revocable trust of which the individual is the settlor if such assets would otherwise be required to be reported under this section;

(11) The name, position and relationship of any relative within the first degree of consanguinity or affinity to any other person who:

(a) Is employed by the state of Missouri, by a political subdivision of the state or special district, as defined in section 115.013, of the state of Missouri;

(b) Is a lobbyist; or

(c) Is a fee agent of the department of revenue;

(12) The name and address of each campaign committee, political party committee, candidate committee, or political action committee for which such person or any corporation listed on such person's financial interest statement received payment; and

(13) For members of the general assembly or any statewide elected public official, their spouses, and their dependent children, whether any state tax credits were claimed on the member's, spouse's, or dependent child's most recent state income tax return.

3. For the purposes of subdivisions (1), (2) and (3) of subsection 2 of this section, an individual shall be deemed to have received a salary from his employer or income from any source at the time when he shall receive a negotiable instrument whether or not payable at a later date and at the time when under the practice of his employer or the terms of an agreement he has earned or is entitled to anything of actual value whether or not delivery of the value is deferred or right to it has vested. The term income as used in this section shall have the same meaning as provided in the Internal Revenue Code of 1986, and amendments thereto, as the same may be or becomes effective, at any time or from time to time for the taxable year, provided that income shall not be considered received or earned for purposes of this section from a partnership or sole proprietorship until such income is converted from business to personal use.

4. Each official, officer or employee or candidate of any political subdivision described in subdivision (11) of section 105.483 shall be required to file a financial interest statement as required by subsection 2 of this section, unless the political subdivision biennially adopts an ordinance, order or resolution at an open meeting by September fifteenth of the preceding year, which establishes and makes public its own method of disclosing potential conflicts of interest and substantial interests and therefore excludes the political subdivision or district and its officers and employees from the requirements of subsection 2 of this section. A certified copy of the ordinance, order or resolution shall be sent to the commission within ten days of its adoption. The commission shall assist any political subdivision in developing forms to complete the requirements of this subsection. The ordinance, order or

1 resolution shall contain, at a minimum, the following requirements with  
 2 respect to disclosure of substantial interests:

3 (1) Disclosure in writing of the following described transactions, if any such  
 4 transactions were engaged in during the calendar year:

5 (a) For such person, and all persons within the first degree of consanguinity  
 6 or affinity of such person, the date and the identities of the parties to each  
 7 transaction with a total value in excess of five hundred dollars, if any, that  
 8 such person had with the political subdivision, other than compensation  
 9 received as an employee or payment of any tax, fee or penalty due to the  
 10 political subdivision, and other than transfers for no consideration to the  
 11 political subdivision;

12 (b) The date and the identities of the parties to each transaction known to the  
 13 person with a total value in excess of five hundred dollars, if any, that any  
 14 business entity in which such person had a substantial interest, had with the  
 15 political subdivision, other than payment of any tax, fee or penalty due to the  
 16 political subdivision or transactions involving payment for providing utility  
 17 service to the political subdivision, and other than transfers for no  
 18 consideration to the political subdivision;

19 (2) The chief administrative officer and chief purchasing officer of such  
 20 political subdivision shall disclose in writing the information described in  
 21 subdivisions (1), (2) and (6) of subsection 2 of this section;

22 (3) Disclosure of such other financial interests applicable to officials, officers  
 23 and employees of the political subdivision, as may be required by the  
 24 ordinance or resolution;

25 (4) Duplicate disclosure reports made pursuant to this subsection shall be  
 26 filed with the commission and the governing body of the political  
 27 subdivision. The clerk of such governing body shall maintain such disclosure  
 28 reports available for public inspection and copying during normal business  
 29 hours.]

30 105.485. 1. Each financial interest statement required by sections 105.483 to 105.492 shall  
 31 be on a form prescribed by the commission and shall be signed and verified by a written declaration  
 32 that it is made under penalties of perjury; provided, however, the form shall not seek information  
 33 which is not specifically required by sections 105.483 to 105.492.

34 2. Each person required to file a financial interest statement pursuant to subdivisions (1) to  
 35 (12) of section 105.483 shall file the following information for himself, his spouse and dependent  
 36 children at any time during the period covered by the statement, whether singularly or collectively;  
 37 provided, however, that said person, if he does not know and his spouse will not divulge any  
 38 information required to be reported by this section concerning the financial interest of his spouse,  
 39 shall state on his financial interest statement that he has disclosed that information known to him  
 40 and that his spouse has refused or failed to provide other information upon his bona fide request,

1 and such statement shall be deemed to satisfy the requirements of this section for such financial  
2 interest of his spouse; and provided further if the spouse of any person required to file a financial  
3 interest statement is also required by section 105.483 to file a financial interest statement, the  
4 financial interest statement filed by each need not disclose the financial interest of the other,  
5 provided that each financial interest statement shall state that the spouse of the person has filed a  
6 separate financial interest statement and the name under which the statement was filed:

7 (1) The name and address of each of the employers of such person from whom income of  
8 one thousand dollars or more was received during the year covered by the statement;

9 (2) The name and address of each sole proprietorship which he owned; the name, address  
10 and the general nature of the business conducted of each general partnership and joint venture in  
11 which he was a partner or participant; the name and address of each partner or coparticipant for each  
12 partnership or joint venture unless such names and addresses are filed by the partnership or joint  
13 venture with the secretary of state; the name, address and general nature of the business conducted  
14 of any closely held corporation or limited partnership in which the person owned ten percent or  
15 more of any class of the outstanding stock or limited partners' units; and the name of any publicly  
16 traded corporation or limited partnership which is listed on a regulated stock exchange or automated  
17 quotation system in which the person owned two percent or more of any class of outstanding stock,  
18 limited partnership units or other equity interests;

19 (3) The name and address of any other source not reported pursuant to subdivisions (1) and  
20 (2) and subdivisions (4) to (9) of this subsection from which such person received one thousand  
21 dollars or more of income during the year covered by the statement, including, but not limited to,  
22 any income otherwise required to be reported on any tax return such person is required by law to  
23 file; except that only the name of any publicly traded corporation or limited partnership which is  
24 listed on a regulated stock exchange or automated quotation system need be reported pursuant to  
25 this subdivision;

26 (4) The location by county, the subclassification for property tax assessment purposes, the  
27 approximate size and a description of the major improvements and use for each parcel of real

1 property in the state, other than the individual's personal residence, having a fair market value of ten  
2 thousand dollars or more in which such person held a vested interest including a leasehold for a  
3 term of ten years or longer, and, if the property was transferred during the year covered by the  
4 statement, the name and address of the persons furnishing or receiving consideration for such  
5 transfer;

6 (5) The name and address of each entity in which such person owned stock, bonds or other  
7 equity interest with a value in excess of ten thousand dollars; except that, if the entity is a  
8 corporation listed on a regulated stock exchange, only the name of the corporation need be listed;  
9 and provided that any member of any board or commission of the state or any political subdivision  
10 who does not receive any compensation for his services to the state or political subdivision other  
11 than reimbursement for his actual expenses or a per diem allowance as prescribed by law for each  
12 day of such service need not report interests in publicly traded corporations or limited partnerships  
13 which are listed on a regulated stock exchange or automated quotation system pursuant to this  
14 subdivision; and provided further that the provisions of this subdivision shall not require reporting  
15 of any interest in any qualified plan or annuity pursuant to the Employees' Retirement Income  
16 Security Act;

17 (6) The name and address of each corporation for which such person served in the capacity  
18 of a director, officer or receiver;

19 (7) The name and address of each not-for-profit corporation and each association,  
20 organization, or union, whether incorporated or not, except not-for-profit corporations formed to  
21 provide church services, fraternal organizations or service clubs from which the officer or employee  
22 draws no remuneration, in which such person was an officer, director, employee or trustee at any  
23 time during the year covered by the statement, and for each such organization, a general description  
24 of the nature and purpose of the organization;

25 (8) The name and address of each source from which such person received a gift or gifts, or  
26 honorarium or honoraria in excess of two hundred dollars in value per source during the year  
27 covered by the statement other than gifts from persons within the third degree of consanguinity or

1 affinity of the person filing the financial interest statement. For the purposes of this section, a "gift"  
2 shall not be construed to mean political contributions otherwise required to be reported by law or  
3 hospitality such as food, beverages or admissions to social, art, or sporting events or the like, or  
4 informational material. For the purposes of this section, a "gift" shall include gifts to or by creditors  
5 of the individual for the purpose of cancelling, reducing or otherwise forgiving the indebtedness of  
6 the individual to that creditor;

7 (9) The lodging and travel expenses provided by any third person for expenses incurred  
8 outside the state of Missouri whether by gift or in relation to the duties of office of such official,  
9 except that such statement shall not include travel or lodging expenses:

10 (a) Paid in the ordinary course of business for businesses described in subdivisions (1), (2),  
11 (5) and (6) of this subsection which are related to the duties of office of such official; or

12 (b) For which the official may be reimbursed as provided by law; or

13 (c) Paid by persons related by the third degree of consanguinity or affinity to the person  
14 filing the statement; or

15 (d) Expenses which are reported by the campaign committee or candidate committee of the  
16 person filing the statement pursuant to the provisions of chapter 130; or

17 (e) Paid for purely personal purposes which are not related to the person's official duties by  
18 a third person who is not a lobbyist, a lobbyist principal or member, or officer or director of a  
19 member, of any association or entity which employs a lobbyist. The statement shall include the  
20 name and address of such person who paid the expenses, the date such expenses were incurred, the  
21 amount incurred, the location of the travel and lodging, and the nature of the services rendered or  
22 reason for the expenses;

23 (10) The assets in any revocable trust of which the individual is the settlor if such assets  
24 would otherwise be required to be reported under this section;

25 (11) The name, position and relationship of any relative within the first degree of  
26 consanguinity or affinity to any other person who:

27 (a) Is employed by the state of Missouri, by a political subdivision of the state or special



1 district, as defined in section 115.013, of the state of Missouri;

2 (b) Is a lobbyist; or

3 (c) Is a fee agent of the department of revenue;

4 (12) The name and address of each campaign committee, political committee, candidate  
5 committee, or continuing committee for which such person or any corporation listed on such  
6 person's financial interest statement received payment; and

7 (13) For members of the general assembly or any statewide elected public official, their  
8 spouses, and their dependent children, whether any state tax credits were claimed on the member's,  
9 spouse's, or dependent child's most recent state income tax return.

10 3. For the purposes of subdivisions (1), (2) and (3) of subsection 2 of this section, an  
11 individual shall be deemed to have received a salary from his employer or income from any source  
12 at the time when he shall receive a negotiable instrument whether or not payable at a later date and  
13 at the time when under the practice of his employer or the terms of an agreement he has earned or is  
14 entitled to anything of actual value whether or not delivery of the value is deferred or right to it has  
15 vested. The term income as used in this section shall have the same meaning as provided in the  
16 Internal Revenue Code of 1986, and amendments thereto, as the same may be or becomes effective,  
17 at any time or from time to time for the taxable year, provided that income shall not be considered  
18 received or earned for purposes of this section from a partnership or sole proprietorship until such  
19 income is converted from business to personal use.

20 4. Each official, officer or employee or candidate of any political subdivision described in  
21 subdivision (11) of section 105.483 shall be required to file a financial interest statement as required  
22 by subsection 2 of this section, unless the political subdivision biennially adopts an ordinance, order  
23 or resolution at an open meeting by September fifteenth of the preceding year, which establishes and  
24 makes public its own method of disclosing potential conflicts of interest and substantial interests  
25 and therefore excludes the political subdivision or district and its officers and employees from the  
26 requirements of subsection 2 of this section. A certified copy of the ordinance, order or resolution  
27 shall be sent to the commission within ten days of its adoption. The commission shall assist any

political subdivision in developing forms to complete the requirements of this subsection. The ordinance, order or resolution shall contain, at a minimum, the following requirements with respect to disclosure of substantial interests:

(1) Disclosure in writing of the following described transactions, if any such transactions were engaged in during the calendar year:

(a) For such person, and all persons within the first degree of consanguinity or affinity of such person, the date and the identities of the parties to each transaction with a total value in excess of [five] two hundred fifty dollars, if any, that such person had with the political subdivision, other than compensation received as an employee or payment of any tax, fee or penalty due to the political subdivision, and other than transfers for no consideration to the political subdivision;

(b) The date and the identities of the parties to each transaction known to the person with a total value in excess of [five] two hundred fifty dollars, if any, that any business entity in which such person had a substantial interest, had with the political subdivision, other than payment of any tax, fee or penalty due to the political subdivision or transactions involving payment for providing utility service to the political subdivision, and other than transfers for no consideration to the political subdivision;

(2) The chief administrative officer and chief purchasing officer of such political subdivision shall disclose in writing the information described in subdivisions (1), (2) and (6) of subsection 2 of this section;

(3) Disclosure of such other financial interests applicable to officials, officers and employees of the political subdivision, as may be required by the ordinance or resolution;

(4) Duplicate disclosure reports made pursuant to this subsection shall be filed with the commission and the governing body of the political subdivision. The clerk of such governing body shall maintain such disclosure reports available for public inspection and copying during normal business hours."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.