

SECOND REGULAR SESSION

# HOUSE BILL NO. 2301

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE OEHLERKING.

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JOSEPH ENGLER, Chief Clerk

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### AN ACT

To repeal section 130.170, RSMo, and to enact in lieu thereof one new section relating to campaign finance.

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

Section A. Section 130.170, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 130.170, to read as follows:

130.170. For purposes of sections 130.170 to 130.188, the following terms mean:

- (1) "Committee", the same meaning as otherwise provided in section 130.011, except it shall not include candidate committees **or continuing committees, provided that if a continuing committee makes an expenditure that is subject to subsection 3 of section 130.176 or makes a contribution to a committee that has made an expenditure that is subject to subsection 3 of section 130.716, that continuing committee shall be considered a committee for the purposes of sections 130.170 to 130.188;**
- (2) "Directly or indirectly", acting either alone or jointly with, through, or on behalf of any other committee, organization, person, or other entity;
- (3) "Foreign national", any of the following:
- (a) An individual who is not a citizen or lawful permanent resident of the United States of America;
- (b) A government, or subdivision, of a foreign country or municipality thereof;
- (c) A foreign political party;
- (d) Any entity, such as a partnership, association, corporation, organization, or other combination of persons, that is organized under the laws of, or has its principal place of business in, a foreign country; or

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.

18 (e) Any entity organized pursuant to the laws of the United States of America or any  
19 state thereof that is wholly or majority owned by a person or entity described in paragraphs  
20 (a) to (d) of this subdivision, unless:

21 a. Any contribution or expenditure it makes derives entirely from funds generated by  
22 the entity's United States operations; and

23 b. All decisions concerning the contribution or expenditure are made by individuals  
24 who are United States citizens or lawful permanent residents, except for setting overall budget  
25 amounts;

26 (4) "Funds obtained through the usual course of business", funds generated entirely  
27 by the entity's United States operations;

28 (5) "Lobbyist", the same meaning as in section 105.470;

29 (6) "Prohibited sources", contributions from or expenditures by a foreign national  
30 made with the intent to use such funds to influence an election on a ballot measure;

31 (7) "Preliminary activity", includes, but is not limited to, conducting a poll, drafting  
32 ballot measure language, conducting a focus group, making telephone calls, and travel;

33 (8) "Tax-exempt organization", an organization that is described in Section 501(c) of  
34 the Internal Revenue Code of 1986 and is exempt from taxation under Section 501(a) of such  
35 code. A political organization organized pursuant to Section 527 of such code shall not be  
36 considered a tax-exempt organization.

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