

SECOND REGULAR SESSION

SENATE BILL NO. 825

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR JUSTUS.

Read 1st time February 22, 2012, and ordered printed.

TERRY L. SPIELER, Secretary.

5931S.011

AN ACT

To amend chapter 130, RSMo, by adding thereto one new section relating to limiting financial contributions to support campaigns for certain public offices.

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

Section A. Chapter 130, RSMo, is amended by adding thereto one new
2 section, to be known as section 130.032, to read as follows:

**130.032. 1. In addition to the limitations imposed pursuant to
2 section 130.031, the amount of contributions made by or accepted from
3 any committee, or any person other than the candidate in any one
4 election shall not exceed the following:**

5 (1) To elect an individual to the office of governor, lieutenant
6 governor, secretary of state, state treasurer, state auditor, or attorney
7 general, ten thousand dollars;

8 (2) To elect an individual to the office of state senator, five
9 thousand dollars;

10 (3) To elect an individual to the office of state representative,
11 two thousand five hundred dollars;

12 (4) To elect an individual to any other office, including judicial
13 office, if the population of the electoral district, ward, or other unit
14 according to the latest decennial census is under one hundred
15 thousand, two thousand five hundred dollars;

16 (5) To elect an individual to any other office, including judicial
17 office, if the population of the electoral district, ward, or other unit
18 according to the latest decennial census is at least one hundred
19 thousand but less than two hundred fifty, five thousand dollars; and

20 (6) To elect an individual to any other office, including judicial
21 office, if the population of the electoral district, ward, or other unit

22 according to the latest decennial census is at least two hundred fifty
23 thousand, ten thousand dollars.

24 2. For purposes of this subsection "base year amount" shall be the
25 contribution limits prescribed in this section on January 1, 2013. Such
26 limits shall be increased on the first day of January in each
27 even-numbered year by multiplying the base year amount by the
28 cumulative consumer price index, as defined in section 104.010 and
29 rounded to the nearest twenty-five-dollar amount.

30 3. Contributions from persons under fourteen years of age shall
31 be considered made by the parents or guardians of such person and
32 shall be attributed toward any contribution limits prescribed in this
33 chapter. Where the contributor under fourteen years of age has two
34 custodial parents or guardians, fifty percent of the contribution shall
35 be attributed to each parent or guardian, and where such contributor
36 has one custodial parent or guardian, all such contributions shall be
37 attributed to the custodial parent or guardian.

38 4. Contributions received and expenditures made prior to August
39 28, 2012, shall be reported as a separate account and pursuant to the
40 laws in effect at the time such contributions are received or
41 expenditures made. Contributions received and expenditures made
42 after August 28, 2012, shall be reported as a separate account from the
43 aforementioned account and pursuant to the provisions of this
44 chapter. The account reported pursuant to the prior law shall be
45 retained as a separate account and any remaining funds in such
46 account may be used pursuant to this chapter and section 130.034.

47 5. Any committee which accepts or gives contributions other
48 than those allowed shall be subject to a surcharge of one thousand
49 dollars plus an amount equal to the contribution per nonallowable
50 contribution, to be paid to the ethics commission and which shall be
51 transferred to the director of revenue, upon notification of such
52 nonallowable contribution by the ethics commission, and after the
53 candidate has had ten business days after receipt of notice to return
54 the contribution to the contributor. The candidate and the candidate
55 committee treasurer or deputy treasurer owing a surcharge shall be
56 personally liable for the payment of the surcharge or may pay such
57 surcharge only from campaign funds existing on the date of the receipt
58 of notice. Such surcharge shall constitute a debt to the state

59 enforceable under, but not limited to, the provisions of chapter 143.

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