

SECOND REGULAR SESSION

HOUSE BILL NO. 1326

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BRINGER.

3535L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 130, RSMo, by adding thereto one new section relating to campaign contributions.

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 section, to be
2 known as section 130.032, to read as follows:

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

4 **(1) To elect an individual to the office of governor, lieutenant governor, secretary
5 of state, state treasurer, state auditor, or attorney general, one thousand two hundred
6 seventy-five dollars;**

7 **(2) To elect an individual to the office of state senator, six hundred fifty dollars;**

8 **(3) To elect an individual to the office of state representative, three hundred twenty-
9 five dollars;**

10 **(4) To elect an individual to any other office, including judicial office, if the
11 population of the electoral district, ward, or other unit according to the latest decennial
12 census is under one hundred thousand, three hundred twenty-five dollars;**

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

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.

17 **(6) To elect an individual to any other office, including judicial office, if the**
18 **population of the electoral district, ward, or other unit according to the latest decennial**
19 **census is at least two hundred fifty thousand, one thousand two hundred seventy-five**
20 **dollars.**

21 **2. For purposes of this subsection, "base year amount" shall be the contribution**
22 **limits prescribed in this section on January 1, 2011. Such limits shall be increased on the**
23 **first day of January in each even-numbered year by multiplying the base year amount by**
24 **the cumulative consumer price index, as defined in section 104.010, and rounded to the**
25 **nearest twenty-five-dollar amount, for all years since January 1, 2011.**

26 **3. Every committee established under this chapter shall be subject to the limits**
27 **prescribed in subsection 1 of this section. The provisions of this subsection shall not limit**
28 **the amount of contributions that may be accumulated by a candidate committee and used**
29 **for expenditures to further the nomination or election of the candidate who controls such**
30 **candidate committee.**

31 **4. Except as limited by this subsection, the amount of cash contributions, and a**
32 **separate amount for the amount of in-kind contributions, made by or accepted from a**
33 **political party committee in any one election shall not exceed the following:**

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

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

37 **(3) To elect an individual to the office of state representative, two thousand five**
38 **hundred dollars; and**

39 **(4) To elect an individual to any other office of an electoral district, ward, or unit,**
40 **ten times the allowable contribution limit for the office sought.**

41

42 **The amount of contributions that may be made by or accepted from a political party**
43 **committee in the primary election to elect any candidate who is unopposed in such primary**
44 **shall be fifty percent of the amount of the allowable contributions as determined in this**
45 **subsection.**

46 **5. Contributions from persons under fourteen years of age shall be considered**
47 **made by the parents or guardians of such person and shall be attributed toward any**
48 **contribution limits prescribed in this chapter. Where the contributor under fourteen years**
49 **of age has two custodial parents or guardians, fifty percent of the contribution shall be**
50 **attributed to each parent or guardian, and where such contributor has one custodial**
51 **parent or guardian, all such contributions shall be attributed to the custodial parent or**
52 **guardian.**

53 **6. Contributions received and expenditures made before January 1, 2011, shall be**
54 **reported as a separate account and under the laws in effect at the time such contributions**
55 **are received or expenditures made. Contributions received and expenditures made after**
56 **January 1, 2011, shall be reported under the provisions of this chapter as a separate**
57 **account from the other separate account described in this subsection. The account**
58 **reported under the prior law shall be retained as a separate account and any remaining**
59 **funds in such account may be used under this chapter.**

60 **7. Any committee that accepts or gives contributions other than those allowed shall**
61 **be subject to a surcharge of one thousand dollars plus an amount equal to the contribution**
62 **per nonallowable contribution, to be paid to the ethics commission and which shall be**
63 **transferred to the director of revenue, upon notification of such nonallowable contribution**
64 **by the ethics commission, and after the candidate has had ten business days after receipt**
65 **of notice to return the contribution to the contributor. The candidate and the candidate**
66 **committee treasurer or deputy treasurer owing a surcharge shall be personally liable for**
67 **the payment of the surcharge or may pay such surcharge only from campaign funds**
68 **existing on the date of the receipt of notice. Such surcharge shall constitute a debt to the**
69 **state enforceable under, but not limited to, the provisions of chapter 143.**

✓