

# Additional Notice for Certain Meetings & Reporting Requirements under the Campaign Finance Disclosure Laws

PREPARED AND PRESENTED BY:

PAUL V. ROST, ESQ.

CUNNINGHAM, VOGEL & ROST, P.C.

*legal counselors to local government*

75 W. LOCKWOOD, SUITE ONE

ST. LOUIS, MISSOURI 63116

314.446.0800

[www.municipalfirm.com](http://www.municipalfirm.com)

paul@municipalfirm.com

*Missouri Revised Statutes*

Chapter 67

Political Subdivisions, Miscellaneous Powers

Section 67.2725

August 28, 2010

---

Notice required for public meeting on tax increases, eminent domain, creation of certain districts, and certain redevelopment plans.

67.2725. For any public meeting where a vote of the governing body is required to implement a tax increase, or with respect to a retail development project when the governing body votes to utilize the power of eminent domain, create a transportation development district or a community improvement district, or approve a redevelopment plan that pledges public funds as financing for the project or plan, the governing body of any county, city, town, or village, or any entity created by such county, city, town, or village, shall give notice conforming with all the requirements of subsection 1 of section 610.020 at least four [4] days before such entity may vote on such issues, *exclusive of weekends and holidays* when the facility is closed;

*provided that* this section shall not apply to any votes or discussion related to proposed ordinances which require a minimum of two separate readings on different days for their passage. The provisions of subsection 4 of section 610.020 shall not apply to any matters that are subject to the provisions of this section.

No vote shall occur until after a public meeting on the matter at which parties in interest and citizens shall have an opportunity to be heard.

If the notice required under this section is not properly given, no vote on such issues shall be held until proper notice has been provided under this section.

Any legal action challenging the notice requirements provided herein shall be filed within thirty days of the subject meeting, or such meeting shall be deemed to have been properly noticed and held. For the purpose of this section, a tax increase shall not include the setting of the annual tax rates provided for under sections 67.110 and 137.055.

(L. 2010 H.B. 1444 merged with S.B. 851)

# *Missouri Revised Statutes*

## **Chapter 130** **Campaign Finance Disclosure Law** **Section 130.058** **Section 130.071**

August 28, 2010

---

### **Responsibility for reporting requirements.**

**130.058.** The candidate or the committee treasurer of any committee except a candidate committee is ultimately responsible for all reporting requirements pursuant to this chapter.

(L. 1997 S.B. 16)

---

### **Candidate not to take office or file for subsequent elections until disclosure reports are filed.**

**130.071. 1.** If a successful candidate, or the treasurer of his candidate committee, or the successful candidate who also has served as a treasurer or deputy treasurer of any committee defined by section 130.011 fails to file the reports which are required by this chapter, the candidate shall not take office until such reports are filed and all fees assessed by the commission are paid.

**2.** In addition to any other penalties provided by law, no person may file for any office in a subsequent election until he or the treasurer of his existing candidate or any committee defined by section 130.011 in which he is a treasurer or deputy treasurer has filed all required campaign disclosure reports for all prior elections and paid all fees assessed by the commission.

(L. 1978 S.B. 839, A.L. 1988 H.B. 933, et al., A.L. 2010 S.B. 844)

# Senate Bill 844

## Fact Sheet



### Overview

Senate Bill 844 contains changes to Missouri's ethics and campaign finance laws. The bill becomes effective August 28, 2010.

### Campaign Finance

#### **Candidate**

- ✓ Adds prohibiting any person from filing for office until the existing candidate committee or any committee where the person served as a treasurer or deputy treasurer has paid all fees assessed by the Commission (*Currently prohibited until all campaign finance disclosure reports are filed*)
- ✓ Adds prohibiting a successful candidate from taking office until the existing candidate committee or any committee where the candidate served as treasurer or deputy treasurer has paid all fees assessed by the Commission (*Currently prohibited until all campaign finance disclosure reports are filed*)

#### **Committee Definitions**

##### *Political Party Committees*

- ✓ Allows political party campaign finance committees to take only the following forms:
  - One (1) congressional district campaign finance committee, per political party for each district
  - One (1) state party campaign finance committee, per political party
- ✓ Removes, for the purposes of Chapter 130 campaign finance law, the portion which defines a political party as a "state, district, county, city, or area committee of a political party as defined in Section 115.603, RSMo.,"

##### *Political Action Committees (currently Continuing Committees)*

- ✓ Renames what is currently defined in Section 130.011, RSMo., as continuing committees to political action committees; the definition remains the same

#### **Contributions**

- ✓ Provides that *political action committees* can only receive contributions from:
  - Individuals
  - Unions
  - Federal political action committees
  - Corporations, associations, and partnerships formed under Chapters 347-360, RSMo.

CITY OF \_\_\_\_\_

**NOTICE AND ACKNOWLEDGMENT  
OF NEWLY ELECTED OR RE-ELECTED OFFICIALS**  
CAMPAIGN FINANCE DISCLOSURE LAW  
§§130.058-.071 RSMo.

I, \_\_\_\_\_, a candidate having been duly elected for the office of [Board of Aldermen, Ward \_\_\_\_][Mayor][other elected official], of the City of \_\_\_\_\_, Missouri, declare that I have fulfilled the state and City requirements to serve in such an elected office.

I declare that the following information is true, correct, and complete to the best of my knowledge, information, and belief:

- I understand that if I, (1) as the successful candidate, and/or (2) my treasurer, or (3) I, as the successful candidate who also has served as a treasurer or deputy treasurer of any committee defined by Section 130.011 RSMo. ("Committee"), fail to file the reports which are required by the Campaign Finance Disclosure Law, Chapter 130 RSMo., ("Reports"), I may not take office until all required Reports are filed and all fees assessed by the Ethics Commission are paid. See §130.071 RSMo.
- I further understand that I, as the successful candidate, am ultimately responsible for complying with all reporting requirements pursuant to Chapter 130 RSMo. See §130.058 RSMo.

I have familiarized myself with the Campaign Finance Disclosure Law and hereby declare that:

[check only one]

- I and/or my treasurer for my Committee, on behalf of me, have/has filed with the proper authority all Reports required by Chapter 130 RSMo., and paid any fees assessed by the Commission.
- I am not required to file any Reports under Chapter 130 RSMo.

Acknowledged and signed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ o'clock a.m./p.m.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Residence Address

For more information about the Missouri Campaign Finance Disclosure Law, go to <http://www.mec.mo.gov/> or email or call the Missouri Ethics Commission at [helpdesk@mec.mo.gov](mailto:helpdesk@mec.mo.gov) or 1 (800) 392-8660 (toll free).