



MEC
OPINION NO.

STATE OF MISSOURI
MISSOURI ETHICS COMMISSION
P.O. BOX 1254
JEFFERSON CITY, MISSOURI 65102

1996.06.129

573/751-2020
1-800/392-8660

COPY

June 11, 1996

At the June 1, 1996 meeting of the Missouri Ethics Commission, your request for an opinion was discussed. The following is in response to your questions:

1. *If a candidate sustains a debt during the primary election, but does not raise money to pay off that debt until after the general election, does the donated money apply to the previous election or to the candidate's subsequent campaign?*
2. *Can a candidate use money raised during a general election to pay off the debt incurred in a primary? If not, can a candidate use money raised during a general election to cover expenses that are common to both the primary and general elections?*

The Commission has stated that they have previously opined concerning these questions. Copies of these opinions are attached to this letter. The Commission further stated that any money raised after the general election shall apply to the limits of the next election. Candidates may use money raised during the general election to pay off previously incurred debts.

If you have any further questions, please feel free to contact this office.

Sincerely,


Charles G. Lamb
(Acting) Administrative Secretary

MCR:bd
Enclosures

NOTICE

Anyone examining this advisory opinion should be careful to note that an opinion of the Missouri Ethics Commission deals only with the specific request to which the opinion responded and only as to the law as it existed at the date of the response and cannot be relied upon for any other purpose or in any other manner.

ATTACHMENT TO
MEC OPINION NO.

96.06.129



OPINION NO.
96.01.108

STATE OF MISSOURI
MISSOURI ETHICS COMMISSION
P.O. BOX 1254
JEFFERSON CITY, MISSOURI 65102

573/751-2020
1-800/392-8660

January 30, 1996

COPY

At the January 23, 1996 meeting of the Missouri Ethics Commission, your request for an opinion was considered. The following is in response to your question: *May I amend my campaign finance disclosure reports to include the amount of debt reduced between the November 8, 1994 election and the establishment of my debt committee?*

ANSWER: Yes, you may amend your reports for this purpose.

If you have any further questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Marion N. Sinnett".

Marion N. Sinnett
Administrative Secretary

MNS:bd

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96-06-129



STATE OF MISSOURI
MISSOURI ETHICS COMMISSION
P.O. BOX 1254
JEFFERSON CITY, MISSOURI 65102

OPINION NO.

96-01-109

573/751-2020
1-800/392-8660

January 30, 1996

COPY

At the January 23, 1996 meeting of the Missouri Ethics Commission, your request for an opinion was considered. The following is in response to your question: *Can the debt committee which I formed, pursuant to 130.037 RSMo, retire the debt shown on my first report following the November 8, 1994 election, or can it retire only the difference between the cash on hand, as reported on the first report following the November 8, 1994, election and the outstanding obligations?*

The Commission stated that debt committees established under section 130.037 RSMo shall retire the amount of the debt which is the difference between the cash on hand as reported on November 8, 1994 and the outstanding obligations reported on that date.

If you have any further questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Marion N. Sinnett".

Marion N. Sinnett
Administrative Secretary

MNS:bd

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ATTACHMENT TO
MEC OPINION NO.

96-06-129



STATE OF MISSOURI
MISSOURI ETHICS COMMISSION
P.O. BOX 1254
JEFFERSON CITY, MISSOURI 65102

OPINION NO.

95-05-122

314/751-2020

1-800-392-8660

COPY

June 6, 1995

The Missouri Ethics Commission, at its May 30, 1995 meeting, discussed your letter of April 20, 1995. The following is in response to your questions:

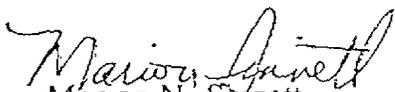
1. *Can one raise funds to retire old debt?* Yes. A person may raise funds to retire debt previously reported.

Are there any restrictions on fund-raising and/or accepting contributions for purposes of retiring debt incurred in elections prior to the adoption and passage of Senate Bill 650 or Proposition A? Yes. You should also be aware of the passage of House Bill 484, et al. This bill has a specific provision covering the retirement of debt made prior to November 8, 1994. At the date of this letter, this bill had not been signed by the Governor. The Commission encourages you to contact the Governor's Office to determine the status of this legislation.

2. *Can indebtedness in more than one candidate committee (i.e. state race and local county race) be combined? Can debt in two or more candidate committees be transferred and combined allowing elimination of one of the committees and the need for further reporting?* The Commission has instructed me to bring to your attention section 130.011(9), the definition of a candidate committee. This section specifically speaks to candidate committees retiring debt.

If you have any further questions, please do not hesitate to contact this office.

Sincerely,


Marion N. Sinnett
Administrative Secretary

MNS:bd

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