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ELECTIONS - Necessity of Congressmen to file expense account.

8.2
August 17, 1934.



Honorable W. L. Nelson
Columbia, Missouri

Dear Sir:

Your inquiry of August 8, 1934 relative to the necessity of Congressional candidates filing a primary expense account has been received.

In answer to that inquiry, we call your attention to that part of Section 10482 R. S. Mo. 1929 which provides as follows:

"Every person who shall be a candidate * * at any primary election, * * for senator or representative in the congress of the United States, shall, within thirty days after the election held to fill such office or place, make out and file with the officer empowered by law to issue the certificate of election to such office or place, and a duplicate thereof with the recorder of deeds for the county in which said candidate resides, a statement in writing, which statement and duplicate shall be subscribed and sworn to * * setting forth in detail all sums of money, except all sums paid for actual traveling expenses, including hotel or lodging bills, contributed, disbursed, expended or promised by him, and, to the best of his knowledge and belief, by any other persons or person in his behalf, wholly or in part, in endeavoring to

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secure * * his nomination or election
to such office * * "

This affidavit is to be filed with the Secretary of State, since he is the party who issues the certificate of election - Section 10175 R. S. Mo. 1929.

It is, therefore, the opinion of this office that candidates for Congress must file the expense accounts required under the Corrupt Practice Act of Missouri.

Yours very truly,

FRANKLIN E. REAGAN
Assistant Attorney General

APPROVED:

ROY MCKITTRICK
Attorney General

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