

FILED MAR 20 1987

1 SENATE RESOLUTION 11
2 BY COMMITTEE ON ETHICS

3 A Resolution to provide senate rules governing
4 lobbyists for the Seventy-second General Assembly.

5 WHEREAS, section 68B.10 of the Code provides that
6 the senate committee on ethics shall prepare rules
7 relating to lobbyists and lobbyists' activities; and

8 WHEREAS, the Code further provides that the rules
9 governing lobbyists shall not become effective until
10 approved by the senate, and that the rules may be
11 amended either upon recommendation of the ethics
12 committee or by the members of the senate; NOW
13 THEREFORE,

14 BE IT RESOLVED BY THE SENATE, That the rules
15 governing lobbyists for the seventy-second general
16 assembly shall be:

17 SENATE RULES GOVERNING LOBBYISTS

18 1. DEFINITIONS. For the purposes of these rules
19 "lobbyist" is defined as a person who:

20 a. Is paid compensation or expends money for
21 encouraging the passage, defeat, or modification of
22 legislation, or influencing the decision of the
23 members of a legislative committee or a subcommittee;
24 or

25 b. Represents on a regular basis an organization
26 which has as one of its purposes the encouragement of
27 the passage, defeat, or modification of legislation,
28 or influencing the decision of the members of a
29 legislative committee or a subcommittee; or

30 c. Is a federal, state, or local government

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1 official or employee representing the official
2 position of the official or employee's department,
3 commission, board, or agency and who attempts to
4 encourage the passage, defeat, or modification of
5 legislation, or influencing the decision of the
6 members of a legislative committee or a subcommittee
7 while the senator is at the state capital for a
8 legislative session or for official legislative
9 business.

10 As used in these rules the word "gift" and the
11 phrases "immediate family member" and "public
12 disclosure" have the meaning provided in chapter 68B.

13 2. EXCEPTIONS. The term "lobbyist" shall not
14 include within its definition:

15 a. Officials and employees of a political party
16 organized in the state of Iowa representing more than
17 two percent of the total votes cast for governor in
18 the last preceding general election, but only when
19 representing the political party in an official
20 capacity.

21 b. Representatives of the news media engaged only
22 in the reporting and dissemination of news and
23 editorials.

24 c. Federal, state, or local government officials
25 and employees who in the course of their official
26 duties submit proposed legislation or amendments to a
27 senator or senate committee or who provide information
28 or are requested or required to provide information to
29 a senator or to appear before a senate committee and
30 who do not actively encourage the passage, defeat, or

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1 modification of legislation.

2 d. The governor and lieutenant governor of the
3 state of Iowa, and all other elected state officials.

4 e. Persons who exclusively represent their own
5 interests (as distinguished from the interests of a
6 group, employer, or organization), provided they are
7 not compensated by anyone for lobbying.

8 3. APPLICABILITY. These rules are only applicable
9 to lobbying activities involving the Iowa general
10 assembly.

11 4. REGISTRATION REQUIRED. All lobbyists shall, on
12 or before the day their lobbying activity begins,
13 register with the secretary of the senate by filing a
14 lobbyist's registration statement listing:

15 a. Name, permanent business address, temporary
16 residential and business address in Polk county during
17 the legislative session, and telephone numbers. If
18 two or more lobbyists are associated together or
19 consistently work together in all their lobbying, then
20 they may file a joint registration. The name,
21 permanent business address, temporary residential and
22 business address in Polk county during the legislative
23 session, and telephone numbers of all persons included
24 in the joint registration shall be listed.

25 b. The name and address of all individuals,
26 companies, firms, corporations, unions, associations
27 or causes for which the individual lobbies.

28 c. The general subjects of legislation in which
29 the lobbyist is or may be interested, the numbers of
30 the bills and resolutions (if known) which will be

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1 lobbied, and whether the lobbyist intends to lobby for
2 or against each bill (if known).

3 d. A detailed description of any agreement,
4 arrangement, or understanding concerning contingent
5 fees.

6 Any change in or addition to the foregoing
7 information shall be registered with the secretary of
8 the senate within ten days after the change or
9 addition is known to the lobbyist.

10 5. CANCELLATION OF REGISTRATION. If a lobbyist's
11 service on behalf of a particular employer, client, or
12 cause is concluded prior to the end of the calendar
13 year, the lobbyist may cancel the registration on
14 appropriate forms supplied by the secretary of the
15 senate. Upon cancellation of registration, a lobbyist
16 is prohibited from engaging in any lobbying activity
17 on behalf of that particular employer, client, or
18 cause until re-registering and complying with these
19 rules. A lobbyist's registration is valid for only
20 one session of a general assembly.

21 6. GOVERNMENT OFFICIALS. All federal, state, and
22 local officials or employees representing the official
23 positions of their departments, commissions, boards or
24 agencies shall present to the secretary of the senate
25 a letter of authorization from their department or
26 agency heads prior to the commencement of their
27 lobbying. The lobbyist registration statement of
28 these officials and employees shall not be deemed
29 complete until the letter of authorization is
30 attached. Federal, state, and local officials who

1 wish to lobby in opposition to the official position
2 of their departments, commissions, boards or agencies
3 must indicate such on their lobbyist registration
4 statements.

5 7. CHARGE ACCOUNTS. Lobbyists and the
6 organizations they represent shall not allow any
7 senators to charge any amounts or items to any charge
8 account to be paid for by those lobbyists or by the
9 organizations they represent.

10 8. OFFERS OF ECONOMIC OPPORTUNITY. A lobbyist, or
11 an employer of a lobbyist, shall not offer economic or
12 investment opportunity or promise of employment to any
13 senator with intent to influence the senator's conduct
14 in the performance of official duties.

15 9. MEMBERSHIP CONTRIBUTIONS. A lobbyist, or
16 employer of a lobbyist, shall not pay for membership
17 in or contributions to clubs or organizations on
18 behalf of a senator.

19 10. ACCESS TO SENATE FLOOR. Lobbyists shall not
20 be permitted on the floor of the senate while the
21 senate is in session. Elected state officials, except
22 the governor, lieutenant governor, and the members of
23 the house of representatives, shall not be permitted
24 on the floor of the senate while the senate is in
25 session to encourage the passage, defeat, or
26 modification of legislation.

27 11. EFFECTIVE PERIOD. These rules governing
28 lobbyists shall be in effect throughout the calendar
29 year, whether or not the general assembly is in
30 session.

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1 12. REPORTING OF GIFTS. Persons who have made
2 gifts to any senator, senate employee, or any
3 immediate family member of a senator or senate
4 employee which has a value in excess of fifteen
5 dollars on any one calendar day shall file a report
6 with the secretary of the senate which includes:

7 a. A list of senators, senate employees, or their
8 immediate family members each to whom a gift was made,
9 the date of the occurrence, and the nature and amount
10 of the gift.

11 b. A monthly total of all gifts made by persons
12 and their employer or employers regardless of the
13 dollar value to senators, senate employees, and their
14 immediate family members, including the following:

- 15 (1) Food and refreshment.
16 (2) Entertainment, including the cost of a hospitality room.
17 (3) Travel.
18 (4) Recreation expense.
19 (5) Lodging expense.
20 (6) Other (including the nature of the gift).

21 c. The amount of an honorarium for speaking in
22 excess of fifteen dollars paid to a senator, senate
23 employee, or immediate family member of a senator or
24 senate employee. The amount listed shall include
25 reimbursement for or payment of actual expenses
26 incurred for public speaking engagements or other
27 formal public appearances.

28 d. If a gift is made to two or more members of the
29 general assembly, employees of the general assembly,
30 or their immediate families which cannot be precisely

1 attributed to each recipient, the value of the gift
2 shall be divided by the number of individuals
3 receiving the gift.

4 e. The reports required to be filed under this
5 rule shall be filed not later than the fifteenth day
6 of a month for gifts made or received during the
7 preceding month.

8 13. COMPLAINTS. Rules 10 through 14 of the senate
9 code of ethics apply to complaints and procedures
10 regarding violations of these rules.

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SENATE RESOLUTION 11

S-3313

- 1 Amend Senate Resolution 11 as follow:
- 2 1. Page 7, line 8, by striking the figure "10"
- 3 and inserting the figure "9".
- 4 2. Page 7, by inserting after line 10 the
- 5 following:
- 6 "BE IT FURTHER RESOLVED BY THE SENATE, That the
- 7 senate rules governing lobbyists contained in this
- 8 resolution take effect upon its adoption by the senate
- 9 and supersede any previously adopted senate rules
- 10 governing lobbyists."

S-3313

Filed March 27, 1987

BY TOM MANN, JR.

Adopted 4/7/87 (p 1143)

SENATE RESOLUTION 11

S-3449

- 1 Amend Senate Resolution 11 as follows:
- 2 1. Page 6, line 10, by inserting after the word
- 3 "gift" the following: ",which does not include food
- 4 or beverage provided for immediate consumption".

S-3449

Filed April 7, 1987

BY C. JOSEPH COLEMAN

Done 4/8 (p 1174)