

FEB 20 1998

JUDICIARY

HOUSE FILE
BY LARSON

2371

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to lobbying on behalf of a state agency or a
2 political subdivision of the state, and making penalties
3 applicable.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

HF 2371

TLSB 1850HH 77

lh/cf/24

1 Section 1. NEW SECTION. 68B.5B STATE AND LOCAL
2 GOVERNMENT AGENCIES -- LOBBYISTS -- PROHIBITIONS.

3 1. A person who is not an employee or official of the
4 state shall not receive compensation from an agency of state
5 government for purposes of engaging in state lobbying.

6 2. A person who is not an employee or official of a
7 political subdivision of the state shall not receive
8 compensation from the political subdivision for purposes of
9 engaging in state lobbying.

10 3. For purposes of this section:

11 a. "Agency of state government" means an agency of state
12 government as defined in section 68B.2 but also includes any
13 agricultural commodity promotional board which is subject to a
14 producer referendum.

15 b. "Political subdivision" means a political subdivision,
16 authority, enterprise, operation, office, or department of the
17 state which is authorized under the laws of the state to
18 exercise the power to levy or which receives funding from
19 revenue from any tax.

20 c. "State lobbying" means encouraging the passage, defeat,
21 approval, veto, or modification of legislation, a rule, or an
22 executive order by the general assembly, an agency of state
23 government, or any statewide elected official.

24 Sec. 2. CONSTRUCTION. Section 1 of this Act shall not be
25 construed to limit or impair the speech or advocacy of any
26 member of an agency of state government or a political
27 subdivision but shall be construed to prohibit the use of tax
28 revenue to pay for state lobbying by persons other than
29 officials or employees of state government.

30 EXPLANATION

31 The bill prohibits persons who are not officials or
32 employees of the state from receiving compensation for
33 purposes of engaging in state lobbying. The bill also
34 prohibits persons who are not officials or employees of
35 political subdivisions of the state from receiving

1 compensation for purposes of engaging in state lobbying for a
2 political subdivision.

3 State lobbying is defined under the bill as encouraging the
4 passage, defeat, approval, veto, or modification of
5 legislation, a rule, or an executive order by the general
6 assembly, an agency of state government, or any statewide
7 elected official.

8 Violations of the bill are a serious misdemeanor under Code
9 section 68B.25. Persons convicted of a serious misdemeanor
10 must pay a fine of at least \$250 but not more than \$1,500 and
11 may be ordered to serve a term of imprisonment not to exceed
12 one year.

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35