

Adopted - S

FILED JAN 28 '03

SENATE RESOLUTION NO. 4
BY COMMITTEE ON ETHICS
(SUCCESSOR TO SSB 1014)

1 A Resolution relating to the Senate Rules Governing
2 Lobbyists and their interactions with the Senate and
3 members of the Senate during the Eightieth General Assembly.

4 BE IT RESOLVED BY THE SENATE, That the ~~senate-rules~~
5 ~~governing-lobbyists~~ Senate Rules Governing Lobbyists
6 for the ~~seventy-ninth-general-assembly~~ Eightieth
7 General Assembly shall be as follows:

8 SENATE RULES GOVERNING LOBBYISTS

9 1. DEFINITIONS. As used in these rules, "client",
10 "gift", "honoraria" or "honorarium", "immediate family
11 member" and "lobbyist" have the meaning provided in
12 chapter 68B. As used in these rules the term
13 "political action committee" means a committee, but
14 not a candidate's committee, which accepts
15 contributions, makes expenditures, or incurs
16 indebtedness in the aggregate of more than ~~five~~ seven
17 hundred fifty dollars in any one calendar year to
18 expressly advocate the nomination, election, or defeat
19 of a candidate for public office or to expressly
20 advocate the passage or defeat of a ballot issue or
21 influencing legislative action, or an association,
22 lodge, society, cooperative, union, fraternity,
23 sorority, educational institution, civic organization,
24 labor organization, religious organization, or
25 professional or other organization which makes
26 contributions in the aggregate of more than ~~five~~ seven
27 hundred fifty dollars in any one calendar year to

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1 expressly advocate the nomination, election, or defeat
2 of a candidate for public office or to expressly
3 advocate the passage or defeat of a ballot issue or
4 influencing legislative action.

5 2. APPLICABILITY. These rules are only applicable
6 to lobbying activities involving the Iowa general
7 assembly.

8 3. REGISTRATION REQUIRED. All lobbyists shall, on
9 or before the day their lobbying activity begins,
10 register in the manner provided under section 68B.36
11 by filing a completed lobbyist's registration form
12 with the person or ~~person~~ persons designated by the
13 chief clerk of the house and the secretary of the
14 senate to receive lobbyist registration statements.
15 Lobbyist registration forms shall be available in the
16 office of the chief clerk of the house and the
17 secretary of the senate. In addition, the lobbyist
18 shall file with the secretary of the senate a
19 statement of the general subjects of legislation in
20 which the lobbyist is or may be interested, the
21 numbers of the bills and resolutions and the bill
22 number of study bills (if known) which will be
23 lobbied, whether the lobbyist intends to lobby for or
24 against each bill, resolution, or study bill (if
25 known), and on whose behalf the lobbyist is lobbying
26 the bill, resolution, or study bill.

27 Any change in or addition to the foregoing
28 information shall be registered with the person or
29 persons designated by the chief clerk of the house and
30 the secretary of the senate to receive lobbyist

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1 registration statements within ten days after the
2 change or addition is known to the lobbyist.

3 Registration expires upon the commencement of the
4 next regular session of the general assembly, except
5 that the secretary of the senate may adopt and
6 implement a reasonable pre-registration procedure in
7 advance of each regular session during which persons
8 may register for that session and the following
9 legislative interim.

10 4. 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 reregistering and complying with these
19 rules. A lobbyist's registration is valid for only
20 one session of a general assembly.

21 5. AMENDMENT OF REGISTRATION. If a registered
22 lobbyist represents more than one employer, client, or
23 cause and the lobbyist's services are concluded on
24 behalf of a particular employer, client, or cause
25 after the lobbyist registers but before the first day
26 of the next legislative session, the lobbyist shall
27 file an amendment to the lobbyist's registration
28 indicating which employer, client, or cause is no
29 longer represented by the lobbyist and the date upon
30 which the representation concluded.

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1 If a lobbyist is retained by one or more additional
2 employers, clients, or causes after the lobbyist
3 registers but before the first day of the next
4 legislative session, the lobbyist shall file an
5 amendment to the lobbyist's registration indicating
6 the employer, client, or cause to be added and the
7 date upon which the representation begins.

8 Amendments to a lobbyist's registration regarding
9 changes which occur during the time that the general
10 assembly is in session shall be filed within one
11 working day after the date upon which the change in
12 the lobbyist's representation becomes effective.

13 6. PUBLIC ACCESS. All information filed by a
14 lobbyist or a client of a lobbyist under chapter 68B
15 of the Code is a public record and open to public
16 inspection at any reasonable time.

17 7. LOBBYIST AND CLIENT REPORTING. Each lobbyist
18 registered with the senate and each lobbyist's client
19 shall file the reports required under sections 68B.37
20 and 68B.38 with the secretary of the senate.

21 For purposes of this rule, and the reports require
22 under sections 68B.37 and 68B.38, "services enumerated
23 under section 68B.2, subsection 13, paragraph "a" and
24 "lobbying purposes" include, but are not limited to,
25 the following:

26 a. Time spent by the lobbyist at the state capitol
27 building commencing with the first day of a
28 legislative session and ending with the day of final
29 adjournment of each legislative session as indicated
30 by the journals of the house and senate.

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1 b. Time spent by the lobbyist attending meetings
2 or hearings which results in the lobbyist
3 communicating with members of the general assembly or
4 legislative employees about current or proposed
5 legislation.

6 c. Time spent by the lobbyist researching and
7 drafting proposed legislation with the intent to
8 submit the legislation to a member of the general
9 assembly or a legislative employee.

10 d. Time spent by the lobbyist actually
11 communicating with members of the general assembly and
12 legislative employees about current or proposed
13 legislation.

14 8. GOVERNMENT OFFICIALS. All federal, state, and
15 local officials or employees representing their
16 departments, commissions, boards, or agencies shall
17 present to the secretary of the senate a letter of
18 authorization from their department or agency heads
19 prior to the commencement of their lobbying. The
20 lobbyist registration statement of these officials and
21 employees shall not be deemed complete until the
22 letter of authorization is attached. Federal, state,
23 and local officials who wish to lobby in opposition to
24 their departments, commissions, boards, or agencies
25 must indicate such on their lobbyist registration
26 statements.

27 9. CHARGE ACCOUNTS AND LOANS. Lobbyists and the
28 organizations they represent shall not allow any
29 senators to charge any amounts or items to any charge
30 account to be paid for by those lobbyists or by the

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1 organizations they represent. A lobbyist shall not
2 make a loan to a senator unless the loan is made in
3 the ordinary course of business, the lobbyist is in
4 the business of making loans, and the terms and
5 conditions of the loan are the same or substantially
6 similar to the finance charges and loan terms that are
7 available to members of the general public.

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

14 A lobbyist shall not take action intended to
15 negatively affect the economic interests of a senator.

16 For purposes of this rule, supporting or opposing a
17 candidate for office or supporting or opposing a bill,
18 amendment, or resolution shall not be considered to be
19 action intended to negatively affect the economic
20 interests of a senator.

21 11. MEMBERSHIP CONTRIBUTIONS. A lobbyist, or
22 employer of a lobbyist, shall not pay for membership
23 in or contributions to clubs or organizations on
24 behalf of a senator.

25 12. ACCESS TO SENATE FLOOR. Lobbyists shall not
26 be permitted on the floor of the senate while the
27 senate is in session. Elected state officials, except
28 the governor, lieutenant governor, and the members of
29 the house of representatives, shall not be permitted
30 on the floor of the senate while the senate is in

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1 session to encourage the passage, defeat, or
2 modification of legislation.

3 13. EFFECTIVE PERIOD. These rules governing
4 lobbyists shall be in effect throughout the calendar
5 year, whether or not the general assembly is in
6 session.

7 14. GIFTS. A lobbyist or the client of a lobbyist
8 shall not, directly or indirectly, offer or make a
9 gift or a series of gifts to a senator, except as
10 otherwise provided in section 68B.22.

11 15. HONORARIA. A lobbyist or client of a lobbyist
12 shall not give an honorarium to a member or employee
13 of the senate, except as otherwise provided in section
14 68B.23.

15 16. COMPLAINTS. Rules 15 through 23 of the senate
16 code of ethics apply to complaints and procedures
17 regarding violations of these rules.

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