

# House Study Bill 642

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED ETHICS AND  
CAMPAIGN DISCLOSURE  
BOARD BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to conflicts of interest, lobbying activities,  
2 and receipt of gifts by certain government officials and  
3 employees.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 5487XD 82  
6 av/rj/5

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1 1 Section 1. Section 68B.2A, Code 2007, is amended by adding  
1 2 the following new subsection:  
1 3 NEW SUBSECTION. 4. The board shall adopt rules pursuant  
1 4 to chapter 17A further delineating particular situations where  
1 5 outside employment or activity of officials and state  
1 6 employees of the executive branch will be deemed to create an  
1 7 unacceptable conflict of interest.

1 8 Sec. 2. Section 68B.5A, subsections 2 and 5, Code 2007,  
1 9 are amended to read as follows:

1 10 2. The head of a major subunit of a department or  
1 11 independent state agency whose position involves substantial  
1 12 exercise of administrative discretion or the expenditure of  
1 13 public funds, a full-time employee of an office of a statewide  
1 14 elected official whose position involves substantial exercise  
1 15 of administrative discretion or the expenditure of public  
1 16 funds, or a legislative employee whose position involves a  
1 17 substantial exercise of administrative discretion or the  
1 18 expenditure of public funds, shall not, during the time in  
1 19 which the person serves or is employed by the state, act as a  
1 20 lobbyist before the agency in which the person is employed or  
1 21 before state agencies, officials, or employees with whom the  
1 22 person has substantial or regular contact as part of the  
1 23 person's duties, unless the person is designated, by the  
1 24 agency in which the person serves or is employed, to represent  
1 25 the official position of the agency.

1 26 5. The head of a major subunit of a department or  
1 27 independent state agency whose position involves substantial  
1 28 exercise of administrative discretion or the expenditure of  
1 29 public funds, a full-time employee of an office of a statewide  
1 30 elected official whose position involves substantial exercise  
1 31 of administrative discretion or the expenditure of public  
1 32 funds, or a legislative employee whose position involves a  
1 33 substantial exercise of administrative discretion or the  
1 34 expenditure of public funds, shall not, within two years after  
1 35 termination of employment, become a lobbyist before the agency  
2 1 in which the person was employed or before state agencies or  
2 2 officials or employees with whom the person had substantial  
2 3 and regular contact as part of the person's former duties.

2 4 Sec. 3. Section 68B.22, subsection 4, Code Supplement  
2 5 2007, is amended by adding the following new paragraph:  
2 6 NEW PARAGRAPH. hh. Food and beverages provided at a meal  
2 7 that is part of a bona fide event or program at which the  
2 8 recipient is being honored for public service.

### EXPLANATION

2 10 This bill relates to conflicts of interest, lobbying  
2 11 activities, and receipt of gifts by certain government  
2 12 officials and employees.  
2 13 Code section 68B.2A(4) is amended to require the Iowa  
2 14 ethics and campaign disclosure board to adopt administrative  
2 15 rules further delineating particular situations where outside  
2 16 employment or activity of officials and state employees of the  
2 17 executive branch will be deemed to create an unacceptable

2 18 conflict of interest.  
2 19 Code section 68B.5A(2), (5) is amended to ban certain  
2 20 lobbying activities by the head of a major subunit of a  
2 21 department or independent state agency, or by a full-time  
2 22 employee of an office of a statewide elected official, if such  
2 23 person's position involves a substantial exercise of  
2 24 administrative discretion or the expenditure of public funds.  
2 25 Code section 68B.22(4) is amended to provide that food and  
2 26 beverages provided at a meal that is part of a bona fide event  
2 27 or program at which the recipient is being honored for public  
2 28 service may be received by a public official, public employee,  
2 29 candidate, or members of the immediate family of the public  
2 30 official, public employee, or candidate.  
2 31 LSB 5487XD 82  
2 32 av/rj/5