

House Study Bill 1

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1 1 HOUSE RESOLUTION NO. ____
1 2 BY (PROPOSED COMMITTEE ON ETHICS
1 3 RESOLUTION BY CHAIRPERSON MILLER)
1 4 A Resolution relating to the rules governing lobbyists
1 5 in the House of Representatives.
1 6 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That the
1 7 House Rules Governing Lobbyists shall be as follows:
1 8 HOUSE RULES GOVERNING LOBBYISTS
1 9 1. DEFINITIONS OF TERMS. As used in these rules,
1 10 "client", "gift", "immediate family member", "lobbyist", and
1 11 "person" have the meanings provided in section 68B.2 of the
1 12 Code, except that the terms "lobbyist" and "client" shall only
1 13 refer to persons who are lobbyists or clients of lobbyists of
1 14 the house of representatives. Except as otherwise provided,
1 15 "employee of the house" means a full-time permanent paid
1 16 employee of the house of representatives.
1 17 2. REGISTRATION REQUIRED.
1 18 a. All lobbyists shall, on or before the day their
1 19 lobbying activity begins, register in the manner provided
1 20 under section 68B.36 of the Code. Lobbyist registration forms
1 21 shall be available in the office of the chief clerk of the
1 22 house.
1 23 b. In addition each registered lobbyist shall file with
1 24 the chief clerk of the house a statement of the general
1 25 subjects of legislation in which the lobbyist is or may be
1 26 interested, the file number of the bills and resolutions and
1 27 the bill number of study bills, if known, which will be
1 28 lobbied, whether the lobbyist intends to lobby for or against
1 29 each bill, resolution, or study bill, if known, and on whose
1 30 behalf the lobbyist is lobbying the bill, resolution, or study
1 31 bill.
1 32 Any change in or addition to the information required by
1 33 this rule shall be registered with the chief clerk of the
1 34 house within ten days from the time the change or addition is
1 35 known to the lobbyist.
2 1 3. CANCELLATION OF REGISTRATION. If a lobbyist's service
2 2 on behalf of a particular employer, client, or cause is
2 3 concluded after the lobbyist registers but before the first
2 4 day of the next legislative session, the lobbyist shall cancel
2 5 the registration in the manner required under section 68B.36
2 6 of the Code. Upon cancellation of registration, a person is
2 7 prohibited from engaging in any lobbying activity on behalf of
2 8 that particular employer, client, or cause until reregistering
2 9 and complying with the requirements of section 68B.36 of the
2 10 Code.
2 11 ~~3A.~~ 4. AMENDMENT OF REGISTRATION. If a registered
2 12 lobbyist represents more than one employer, client, or cause
2 13 and the lobbyist's services are concluded on behalf of a
2 14 particular employer, client, or cause after the lobbyist
2 15 registers but before the first day of the next legislative
2 16 session, the lobbyist shall file an amendment to the
2 17 lobbyist's registration indicating which employer, client, or
2 18 cause is no longer represented by the lobbyist and the date
2 19 upon which the representation concluded.
2 20 If a lobbyist is retained by one or more additional
2 21 employers, clients, or causes after the lobbyist registers but
2 22 before the first day of the next legislative session, the
2 23 lobbyist shall file an amendment to the lobbyist's
2 24 registration indicating the employer, client, or cause to be
2 25 added and the date upon which the representation begins.
2 26 Amendments to a lobbyist's registration regarding changes
2 27 which occur during the time that the general assembly is in
2 28 session shall be filed within one working day after the date
2 29 upon which the change in the lobbyist's representation becomes
2 30 effective. Amendments regarding changes which occur when the
2 31 general assembly is not in session shall be filed within ten
2 32 days after the date upon which the change in the lobbyist's
2 33 representation becomes effective.
2 34 ~~4.~~ 5. PUBLIC ACCESS. All information filed by a lobbyist
2 35 or a client of a lobbyist under chapter 68B of the Code is a
3 1 public record and open to public inspection at any reasonable
3 2 time.

3 3 5. 6. CHARGE ACCOUNTS. Lobbyists and the clients they
3 4 represent shall not allow members of the house to charge any
3 5 amounts or items to a charge account to be paid for by those
3 6 lobbyists or by the clients they represent.

3 7 ~~6-~~ 7. ACCESS TO HOUSE FLOOR. Lobbyists shall only be
3 8 permitted on the floor of the house pursuant to rule 20 of the
3 9 rules of the house.

3 10 ~~7-~~ 8. FEE OR BONUS PROHIBITED. A fee or bonus shall not
3 11 be paid to any lobbyist with reference to any legislative
3 12 action that is conditioned wholly or in part upon the results
3 13 attained by the lobbyist.

3 14 ~~8-~~ 9. OFFERS OF ECONOMIC OR INVESTMENT OPPORTUNITY. A
3 15 lobbyist, employer, or client of a lobbyist shall not offer
3 16 economic or investment opportunity or promise of employment to
3 17 any member of the house with intent to influence conduct in
3 18 the performance of official duties.

3 19 ~~9-~~ 10. PERSONAL OR FINANCIAL OBLIGATION. A lobbyist
3 20 shall not do anything with the purpose of placing a member of
3 21 the house under personal or financial obligation to a lobbyist
3 22 or a lobbyist's principal or agent.

3 23 ~~10-~~ 11. ATTEMPTS TO CREATE ADDITIONAL EMPLOYMENT. A
3 24 lobbyist shall not cause or influence the introduction of any
3 25 bill or amendment for the purpose of being employed to secure
3 26 its passage or defeat.

3 27 ~~11-~~ 12. CAMPAIGN SUPPORT. A lobbyist shall not influence
3 28 or attempt to influence a member's actions by the promise of
3 29 financial support for the member's candidacy or threat of
3 30 financial support for an opposition candidate. A lobbyist
3 31 shall not make a campaign contribution to a member or to a
3 32 member's candidate's committee during the time that the
3 33 general assembly is in session.

3 34 ~~12-~~ 13. COMMUNICATION WITH MEMBER'S EMPLOYER PROHIBITED.
3 35 A lobbyist shall not communicate with a member's employer for
4 1 the purpose of influencing a vote of the member.

4 2 ~~13-~~ 14. EXCESS PAYMENTS. A lobbyist shall not pay or
4 3 agree to pay to a member a price, fee, compensation, or other
4 4 consideration for the sale or lease of any property or the
4 5 furnishing of services which is substantially in excess of
4 6 that which other persons in the same business or profession
4 7 would charge in the ordinary course of business.

4 8 ~~14-~~ 15. PROHIBITION AGAINST GIFTS. A lobbyist or client
4 9 of a lobbyist shall not, directly or indirectly, offer or make
4 10 a gift or series of gifts to any member or full-time permanent
4 11 employee of the house or the immediate family members of a
4 12 member or full-time permanent employee of the house except as
4 13 otherwise provided in section 68B.22 of the Code. A lobbyist
4 14 or client of a lobbyist who intends or plans to give a
4 15 nonmonetary item, other than food or drink consumed in the
4 16 presence of the donor, which does not have a readily
4 17 ascertainable value, to a member or full-time permanent
4 18 employee of the house, prior to giving or sending the item to
4 19 the member or employee, shall seek approval of the item from
4 20 the chief clerk of the house. A lobbyist or client of a
4 21 lobbyist who seeks approval of an item from the chief clerk
4 22 shall submit the item and evidence of the value of the item at
4 23 the time that approval is requested.

4 24 A lobbyist shall inform each of the lobbyist's clients of
4 25 the requirements of section 68B.22 of the Code and of the
4 26 responsibility to seek approval prior to giving or sending a
4 27 nonmonetary item which does not have a readily ascertainable
4 28 value to a member or a full-time permanent employee of the
4 29 house.

4 30 ~~15-~~ 16. FINANCIAL TRANSACTIONS. A lobbyist shall not,
4 31 directly or indirectly, make a loan to a member of the house
4 32 or to an employee of the house.

4 33 A loan prohibited under this section does not include a
4 34 loan made in the ordinary course of business of a lobbyist if
4 35 the primary business of the lobbyist is something other than
5 1 lobbying, if consideration of equal or greater value is
5 2 received by the lobbyist, and if fair market value is given or
5 3 received for the benefit conferred.

5 4 ~~16-~~ 17. HONORARIA == RESTRICTIONS. A lobbyist or client
5 5 of a lobbyist shall not pay an honorarium to a member or
5 6 employee of the house for a speaking engagement or other
5 7 formal public appearance in the official capacity of the
5 8 member or employee except as otherwise provided in section
5 9 68B.23 of the Code.

5 10 ~~17-~~ 18. COMPLAINTS. The procedures for complaints and
5 11 enforcement of these rules shall be the same as those provided
5 12 in the house code of ethics.

5 13 ~~18-~~ 19. PROCEDURES AND FORMS. The chief clerk of the

5 14 house, subject to the approval of the house ethics committee,
5 15 shall prescribe procedures for compliance with these rules,
5 16 and shall prepare forms for the filing of complaints and make
5 17 them available to any person.
5 18 LSB 1532HC 83
5 19 tm/rj/14