

Drake  
McKean  
Kibbie

SSB-1011

Ethics

Succeeded By  
SF/HF SR3

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SENATE RESOLUTION NO. \_\_\_\_\_

2

BY (PROPOSED COMMITTEE ON ETHICS RESOLUTION BY

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CHAIRPERSON DRAKE)

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A Resolution relating to the senate rules governing

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lobbyists and their interactions with the senate and

6

members of the senate during the seventy-ninth

7

general assembly.

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BE IT RESOLVED BY THE SENATE, That the senate rules

9

governing lobbyists for the ~~seventy-eighth~~ seventy-

10

ninth general assembly shall be as follows:

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SENATE RULES GOVERNING LOBBYISTS

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1. DEFINITIONS. As used in these rules, "client",

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"gift", "honoraria" or "honorarium", "immediate family

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member" and "lobbyist" have the meaning provided in

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chapter 68B. As used in these rules the term

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"political action committee" means a committee, but

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not a candidate's committee, which accepts

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contributions, makes expenditures, or incurs

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indebtedness in the aggregate of more than five

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hundred dollars in any one calendar year ~~for-the~~

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~~purpose-of-supporting-or-opposing~~ to expressly

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advocate the nomination, election, or defeat of a

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candidate for public office or to expressly advocate

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the passage or defeat of a ballot issue or influencing

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legislative action, or an association, lodge, society,

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cooperative, union, fraternity, sorority, educational

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institution, civic organization, labor organization,

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religious organization, or professional or other

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organization which makes contributions in the

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aggregate of more than five hundred dollars in any one

1 calendar year ~~for the purpose of supporting or~~  
2 opposing to expressly advocate the nomination,  
3 election, or defeat of a candidate for public office  
4 or to expressly advocate the passage or defeat of a  
5 ballot issue or influencing legislative action.

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

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

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

1 the secretary of the senate to receive lobbyist  
2 registration statements within ten days after the  
3 change or addition is known to the lobbyist.

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

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

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

1 which the representation concluded.

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

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

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

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

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

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

1 by the journals of the house and senate.

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

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

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

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

28 9. CHARGE ACCOUNTS AND LOANS. Lobbyists and the  
29 organizations they represent shall not allow any  
30 senators to charge any amounts or items to any charge

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

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

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

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

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

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

1 on the floor of the senate while the senate is in  
2 session to encourage the passage, defeat, or  
3 modification of legislation.

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

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

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

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

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FILED JAN 24 '01

1 SENATE RESOLUTION NO. 3  
2 BY COMMITTEE ON ETHICS  
3 (SUCCESSOR TO SSB 1011)

4 A Resolution relating to the senate rules governing  
5 lobbyists and their interactions with the senate and  
6 members of the senate during the seventy-ninth  
7 general assembly.

8 BE IT RESOLVED BY THE SENATE, That the senate rules  
9 governing lobbyists for the ~~seventy-eighth~~ seventy-  
10 ninth general assembly shall be as follows:

11 SENATE RULES GOVERNING LOBBYISTS

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

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1 calendar year ~~for the purpose of supporting or~~  
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3 election, or defeat of a candidate for public office  
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