

2015 SESSION

INTRODUCED

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SB1250

15102670D

SENATE BILL NO. 1250

Offered January 14, 2015

Prefiled January 14, 2015

A BILL to amend and reenact § 2.2-426 of the Code of Virginia, relating to lobbyist disclosure; gifts; penalty.

Patron—Smith

Referred to Committee on Rules

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-426 of the Code of Virginia is amended and reenacted as follows:

§ 2.2-426. Lobbyist reporting; penalty.

A. Each lobbyist shall file with the Virginia Conflict of Interest and Ethics Advisory Council a separate semiannual report of expenditures, including gifts, for each principal for whom he lobbies by December 15 for the preceding six-month period complete through the last day of October and June 15 for the preceding six-month period complete through the last day of April.

B. Each principal who expends more than \$500 to employ or compensate multiple lobbyists shall be responsible for filing a consolidated lobbyist report pursuant to this section in any case in which the lobbyists are each exempt under the provisions of subdivision 7 or 8 of § 2.2-420 from the reporting requirements of this section.

C. The report shall be on a form provided by the Virginia Conflict of Interest and Ethics Advisory Council, which shall be substantially as follows and shall be accompanied by instructions provided by the Council.

LOBBYIST'S DISCLOSURE STATEMENT

PART I:

(1) PRINCIPAL: _____

In Part I, item 2a, provide the name of the individual authorizing your employment as a lobbyist. The lobbyist filing this statement MAY NOT list his name in item 2a.

(2a) Name: _____

(2b) Permanent Business Address: _____

(2c) Business Telephone: _____

(3) Provide a list of executive and legislative actions (with as much specificity as possible) for which you lobbied and a description of activities conducted.

(4) INCORPORATED FILINGS: If you are filing an incorporated disclosure statement, please complete the following:

Individual filing financial information: _____

Individuals to be included in the filing: _____

(5) Please indicate which schedules will be attached to your disclosure statement:

[] Schedule A: Entertainment Expenses

[] Schedule B: Gifts

[] Schedule C: Other Expenses

(6) EXPENDITURE TOTALS:

a) ENTERTAINMENT \$ _____

b) GIFTS \$ _____

c) COMMUNICATIONS \$ _____

d) PERSONAL LIVING AND TRAVEL EXPENSES \$ _____

e) COMPENSATION OF LOBBYISTS \$ _____

f) HONORARIA \$ _____

- 56 g) OTHER \$ _____
57 TOTAL \$ _____
58 PART II:
59 (1a) NAME OF LOBBYIST: _____
60 (1b) Permanent Business Address: _____
61 (1c) Business Telephone: _____
62 (2) As a lobbyist, you are (check one)
63 [] EMPLOYED (on the payroll of the principal)
64 [] RETAINED (not on the payroll of the principal, however
65 compensated)
66 [] NOT COMPENSATED (not compensated; expenses may be reimbursed)
67 (3) List all lobbyists other than yourself who registered to
68 represent your principal.
69 _____
70 _____
71 _____
72 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,
73 provide your job title.
74 _____

75 PLEASE NOTE: Some lobbyists are not individually compensated for
76 lobbying activities. This may occur when several members of a firm
77 represent a single principal. The principal, in turn, makes a single
78 payment to the firm. If this describes your situation, do not answer
79 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.

- 80 (5a) What was the DOLLAR AMOUNT OF YOUR COMPENSATION as a lobbyist?
81 (If you have job responsibilities other than those involving
82 lobbying, you may have to prorate to determine the part of your
83 salary attributable to your lobbying activities.) Transfer your
84 answer to this item to Part I, item 6e.
85 (5b) Explain how you arrived at your answer to Part II, item 5a.
86 _____
87 _____
88 _____

89 PART III:

90 PLEASE NOTE: If you answered Part II, items 5a and 5b, you WILL NOT
91 complete this section.

- 92 (1) List all members of your firm, organization, association,
93 corporation, or other entity who furnished lobbying services to
94 your principal.
95 _____
96 _____
97 _____
98 (2) Indicate the total amount paid to your firm, organization,
99 association, corporation or other entity for services rendered.
100 Transfer your answer to this item to Part I, item 6e _____

101 SCHEDULE A

102 ENTERTAINMENT EXPENSES

103 PLEASE NOTE: Any single entertainment event included in the expense
104 totals of the principal, with a value greater than \$50, should be
105 itemized below. Transfer any totals from this schedule to Part I,
106 item 6a. (Please duplicate as needed.)

107 Date and Location of Event:
108 _____
109 _____

110 Description of Event:
111 _____
112 _____

134 SCHEDULE
135 GIFTS

143			Name of each	
144	—		legislative or	
145	—		executive official	
146	—		or member of his	
147	—		immediate family	Cost of
148	— Date	Description	who is a recipient	individual
149	— of gift:	of gift:	of a gift:	gift:
150	_____	_____	_____	\$ _____
151	_____	_____	_____	\$ _____
152	_____	_____	_____	\$ _____
153	_____	_____	_____	\$ _____
154	— TOTAL COST TO PRINCIPAL			\$ _____

166 SCHEDULE C
167 OTHER EXPENSES

168 PLEASE NOTE: This section is provided for any lobbying-related

DATE OF EXPENSE	DESCRIPTION OF EXPENSE	AMOUNT
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
		\$ _____
TOTAL "OTHER" EXPENSES		\$ _____

PART IV: STATEMENTS

- (1) All signatures on the statement must be ORIGINAL in the format specified in the instructions provided by the Council that accompany this form. No stamps, or other reproductions of the individual's signature will be accepted.
- (2) An individual MAY NOT sign the disclosure statement as lobbyist and principal officer.

I, the undersigned registered lobbyist, do state that the information furnished on this disclosure statement and on all accompanying attachments required to be made thereto is, to the best of my knowledge and belief, complete and accurate.

Date _____

I, the undersigned principal (or an authorized official thereof), do state that the information furnished on this disclosure statement and on all accompanying attachments required to be made thereto is, to the best of my knowledge and belief, complete and accurate.

Date _____

E. Each lobbyist shall send to each legislative and executive official who is required to be identified by name on Schedule A or B of the Lobbyist's Disclosure Form a copy of Schedule A or B or a summary of the information pertaining to that official. Copies or summaries shall be provided to the official by November 21 for the preceding six-month period complete through the last day of October and by May 21 for the preceding six-month period complete through the last day of April.

2. That the provisions of this act may result in a net increase in periods of imprisonment or commitment. Pursuant to § 30-19.1:4, the estimated amount of the necessary appropriation cannot be determined for periods of imprisonment in state adult correctional facilities; therefore, Chapter

226 2 of the Acts of Assembly of 2014, Special Session I, requires the Virginia Criminal Sentencing
227 Commission to assign a minimum fiscal impact of \$50,000. Pursuant to § 30-19.1:4, the estimated
228 amount of the necessary appropriation is \$0 for periods of commitment to the custody of the
229 Department of Juvenile Justice.

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