

16104044D

HOUSE BILL NO. 1361

Offered January 22, 2016

A BILL to amend and reenact § 2.2-426 of the Code of Virginia, relating to lobbyist reporting; disclosure not required of certain persons attending entertainment events.

Patrons—Gilbert and McClellan

Referred to Committee for Courts of Justice

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 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. (Effective January 1, 2016, through July 1, 2016) The report shall be on a form provided by the Council, which shall be substantially similar to the following and shall be accompanied by instructions provided by the Council.

C. (Effective July 1, 2016) The report shall be on a form provided by the Council, which shall be substantially similar to the following and shall be accompanied by instructions provided by the Council. All reports shall be submitted electronically and in accordance with the standards approved by the Council pursuant to the provisions of § 30-356.

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 \$

INTRODUCED

HB1361

- 56 d) PERSONAL LIVING AND TRAVEL EXPENSES \$ _____
- 57 e) COMPENSATION OF LOBBYISTS \$ _____
- 58 f) HONORARIA \$ _____
- 59 g) OTHER \$ _____
- 60 TOTAL \$ _____

61 PART II:

- 62 (1a) NAME OF LOBBYIST: _____
- 63 (1b) Permanent Business Address: _____
- 64 (1c) Business Telephone: _____

- 65 (2) As a lobbyist, you are (check one)
- 66 [] EMPLOYED (on the payroll of the principal)
- 67 [] RETAINED (not on the payroll of the principal, however
- 68 compensated)
- 69 [] NOT COMPENSATED (not compensated; expenses may be reimbursed)

- 70 (3) List all lobbyists other than yourself who registered to
- 71 represent your principal.

72 _____

73 _____

74 _____

- 75 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,
- 76 provide your job title.

77 _____

78 PLEASE NOTE: Some lobbyists are not individually compensated for

79 lobbying activities. This may occur when several members of a firm

80 represent a single principal. The principal, in turn, makes a single

81 payment to the firm. If this describes your situation, do not answer

82 Part II, items 5a and 5b. Instead, complete Part III, items 1 and 2.

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

- 88 (5b) Explain how you arrived at your answer to Part II, item 5a.
- 89 _____
- 90 _____
- 91 _____

92 PART III:

93 PLEASE NOTE: If you answered Part II, items 5a and 5b, you WILL NOT

94 complete this section.

- 95 (1) List all members of your firm, organization, association,
- 96 corporation, or other entity who furnished lobbying services to
- 97 your principal.

98 _____

99 _____

100 _____

- 101 (2) Indicate the total amount paid to your firm, organization,
- 102 association, corporation, or other entity for services rendered.
- 103 Transfer your answer to this item to Part I, item 6e. _____

104 SCHEDULE A

105 ENTERTAINMENT EXPENSES

106 PLEASE NOTE: Any single entertainment event included in the expense

107 totals of the principal, with a value greater than \$50, should be

108 itemized below. Transfer any totals from this schedule to Part I,

109 item 6a. (Please duplicate as needed.)

110 Date and Location of Event:

111 _____

112 _____

113 Description of Event (including whether or not it meets the criteria
 114 of a widely attended event):
 115 _____
 116 _____

117 Total Number of Persons Attending:
 118 _____

119 Names of Legislative and Executive Officials or Members of Their
 120 Immediate Families Attending: (List names only if the average value
 121 for each person attending the event was greater than \$50. Do not
 122 list the name of any legislative or executive official, or member
 123 of his immediate family, if the legislative or executive official
 124 reimbursed the principal for, or otherwise paid for, his attendance,
 125 or the attendance of a member of his immediate family, at the event.)
 126 _____
 127 _____
 128 _____
 129 _____

130	Food	\$ _____
131	Beverages	\$ _____
132	Transportation of Legislative and Executive Officials 133 or Members of Their Immediate Families	\$ _____
134	Lodging of Legislative and Executive Officials or 135 Members of Their Immediate Families	\$ _____
136	Performers, Speakers, Etc.	\$ _____
137	Displays	\$ _____
138	Rentals	\$ _____
139	Service Personnel	\$ _____
140	Miscellaneous	\$ _____
141	TOTAL	\$ _____

142 SCHEDULE B
 143 GIFTS

144 PLEASE NOTE: Any single gift reported in the expense totals of the
 145 principal, with a value greater than \$50, should be itemized below.
 146 (Report meals, entertainment and travel under Schedule A.) Transfer
 147 any totals from this schedule to Part I, item 6b. (Please duplicate
 148 as needed.)

149	Name of each			
150	legislative or			
151	executive official			
152	or member of his			
153	immediate family			Cost of
154	Date	Description	who is a recipient	individual
155	of gift:	of gift:	of a gift:	gift:
156	_____	_____	_____	\$ _____
157	_____	_____	_____	\$ _____
158	_____	_____	_____	\$ _____
159	_____	_____	_____	\$ _____
160	TOTAL COST TO PRINCIPAL			\$ _____

161 SCHEDULE C
 162 OTHER EXPENSES

163 PLEASE NOTE: This section is provided for any lobbying-related
 164 expenses not covered in Part I, items 6a - 6f. An example of an
 165 expenditure to be listed on schedule C would be the rental of a
 166 bill box during the General Assembly session. Transfer the total
 167 from this schedule to Part I, item 6g. (Please duplicate as needed.)

168 DATE OF EXPENSE DESCRIPTION OF EXPENSE AMOUNT

169	_____	_____	\$ _____
170	_____	_____	\$ _____
171	_____	_____	\$ _____
172	_____	_____	\$ _____
173	_____	_____	\$ _____
174	_____	_____	\$ _____
175	_____	_____	\$ _____
176	_____	_____	\$ _____
177	_____	_____	\$ _____
178	TOTAL "OTHER" EXPENSES	_____	\$ _____

179 PART IV: STATEMENTS

180 The following items are mandatory and if they are not properly
181 completed, the entire filing will be rejected and returned to
182 the lobbyist:

183 (1) All signatures on the statement must be ORIGINAL in the format
184 specified in the instructions provided by the Council that
185 accompany this form. No stamps, or other reproductions of the
186 individual's signature will be accepted.

187 (2) An individual MAY NOT sign the disclosure statement as lobbyist
188 and principal officer.

189 STATEMENT OF LOBBYIST

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

194 _____
195 Signature of lobbyist

196 _____
197 _____
198 Date

199 STATEMENT OF PRINCIPAL

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

204 _____
205 Signature of principal

206 _____
207 _____
208 Date

209 D. A person who knowingly and intentionally makes a false statement of a material fact on the
210 disclosure statement is guilty of a Class 5 felony.

211 E. *The name of a legislative or executive official, or a member of his immediate family, attending a*
212 *reportable entertainment event shall not be disclosed by the principal if that legislative or executive*
213 *official reimburses the principal for, or otherwise pays for, his attendance, or the attendance of a*
214 *member of his immediate family, at the entertainment event. Reimbursement shall be calculated using*
215 *the average value for each person attending the event.*

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