

16104044D

HOUSE BILL NO. 1361

House Amendments in [] — February 15, 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.

Patron Prior to Engrossment—Delegate Gilbert

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 \$ _____

ENGROSSED

HB1361E

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 _____

Description of Event (including whether or not it meets the criteria of a widely attended event):

Total Number of Persons Attending:

Names of Legislative and Executive Officials or Members of Their Immediate Families Attending: (List names only if the average value for each person attending the event was greater than \$50.
[~~Do not~~ You are not required to]
list the name of any legislative or executive official, or member of his immediate family, if the legislative or executive official reimbursed the principal for, or otherwise paid for, his attendance, or the attendance of a member of his immediate family, at the event.)

Food	\$	_____
Beverages	\$	_____
Transportation of Legislative and Executive Officials or Members of Their Immediate Families	\$	_____
Lodging of Legislative and Executive Officials or Members of Their Immediate Families	\$	_____
Performers, Speakers, Etc.	\$	_____
Displays	\$	_____
Rentals	\$	_____
Service Personnel	\$	_____
Miscellaneous	\$	_____
TOTAL	\$	_____

SCHEDULE B

GIFTS

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

Date of gift:	Description of gift:	Name of each legislative or executive official or member of his immediate family who is a recipient of a gift:	Cost of individual gift:
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
TOTAL COST TO PRINCIPAL			\$ _____

SCHEDULE C

OTHER EXPENSES

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

169	DATE OF EXPENSE	DESCRIPTION OF EXPENSE	AMOUNT
170	_____	_____	\$ _____
171	_____	_____	\$ _____
172	_____	_____	\$ _____
173	_____	_____	\$ _____
174	_____	_____	\$ _____
175	_____	_____	\$ _____
176	_____	_____	\$ _____
177	_____	_____	\$ _____
178	_____	_____	\$ _____
179	TOTAL "OTHER" EXPENSES _____		\$ _____

180 PART IV: STATEMENTS

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

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

190 STATEMENT OF LOBBYIST

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

195 _____
 196 Signature of lobbyist

197 _____
 198 _____
 199 Date

200 STATEMENT OF PRINCIPAL

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

205 _____
 206 Signature of principal

207 _____
 208 _____
 209 Date

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

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

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

222 [2. That an emergency exists and this act is in force from its passage.]