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SENATE BILL NO. 498

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on General Laws)

(Patron Prior to Substitute—Senator Calhoun)

Senate Amendments in [] — February 14, 1994

A BILL to amend the Code of Virginia by adding in Title 2.1 a chapter numbered 48, consisting of sections numbered 2.1-769 through [~~2.1-785~~ 2.1-784], and to repeal Chapter 2.1 (§§ 30-28.01 through 30-28.9:1) of Title 30 of the Code of Virginia, relating to lobbying to influence legislation and executive orders; penalties.

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding in Title 2.1 a chapter numbered 48, consisting of sections numbered 2.1-769 through [~~2.1-785~~ 2.1-784], as follows:

CHAPTER 48.

LOBBYING DISCLOSURE AND REGULATION ACT.

§ 2.1-769. Statement of intent and purposes.

The General Assembly finds and declares the following:

1. The operation of open and responsible government requires the fullest opportunity to be afforded to the people to petition their government for the redress of grievances and to express freely their opinions on legislation and executive actions.

2. The identity and expenditures of certain persons who attempt to influence executive and legislative actions with respect to legislation and executive orders should be publicly identified to preserve and maintain the integrity of government.

§ 2.1-770. Definitions.

As used in this chapter, unless the context requires a different meaning:

"Anything of value" means:

1. A pecuniary item, including money, or a bank bill or note;

2. A promissory note, bill of exchange, order, draft, warrant, check, or bond given for the payment of money;

3. A contract, agreement, promise, or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money;

4. A stock, bond, note, or other investment interest in an entity;

5. A receipt given for the payment of money or other property;

6. A right in action;

7. A gift, tangible good, chattel, or an interest in a gift, tangible good, or chattel;

8. A loan or forgiveness of indebtedness;

9. A work of art, antique, or collectible;

10. An automobile or other means of personal transportation;

11. Real property or an interest in real property, including title to realty, a fee simple or partial interest, present or future, contingent or vested within realty, a leasehold interest, or other beneficial interest in realty;

12. An honorarium or compensation for services;

13. A rebate or discount in the price of anything of value unless the rebate or discount is made in the ordinary course of business to a member of the public without regard to that person's status as an executive or legislative official, or the sale or trade of something for reasonable compensation that would ordinarily not be available to a member of the public;

14. A promise or offer of employment; or

15. Any other thing of value that is pecuniary or compensatory in value to a person.

"Anything of value" does not mean a campaign contribution properly received and reported pursuant to Chapter 9 (§ 24.2-900 et seq.) of Title 24.2.

"Compensation" means:

1. An advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value; or

2. A contract, agreement, promise or other obligation for an advance, conveyance, forgiveness of indebtedness, deposit, distribution, loan, payment, gift, pledge, or transfer of money or anything of value, for services rendered or to be rendered.

"Compensation" does not mean reimbursement of expenses if the reimbursement does not exceed the amount actually expended for the expenses and it is substantiated by an itemization of expenses.

"Executive action" means the proposal, drafting, development, consideration, amendment, adoption, approval, promulgation, issuance, modification, rejection, or postponement by an executive agency or

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60 official of legislation or executive orders issued by the Governor.

61 "Executive agency" means an agency, board, commission, or other body in the executive branch of
62 state government. "Executive agency" includes the State Corporation Commission, the Virginia
63 Department of Workers' Compensation, and the State Lottery Department.

64 "Executive official" means:

65 1. The Governor;

66 2. The Lieutenant Governor;

67 3. The Attorney General;

68 4. Any officer or employee of the office of the Governor or Lieutenant Governor other than a clerical
69 or secretarial employee;

70 5. The Governor's Secretaries, the Deputy Secretaries, and the chief executive officer of each
71 executive agency; and

72 6. Members of supervisory and policy boards, commissions and councils, as defined in § 9-6.25,
73 however selected.

74 "Expenditure" means:

75 1. A purchase, payment, distribution, loan, forgiveness of a loan or payment of a loan by a third
76 party, advance, deposit, transfer of funds, a promise to make a payment, or a gift of money or anything
77 of value for any purpose;

78 2. A payment to a lobbyist for salary, fee, reimbursement for expenses, or other purpose by a person
79 employing, retaining, or contracting for the services of the lobbyist separately or jointly with other
80 persons;

81 3. A payment in support of or assistance to a lobbyist or the lobbyist's activities, including the direct
82 payment of expenses incurred at the request or suggestion of the lobbyist;

83 4. A payment that directly benefits an executive or legislative official or a member of the official's
84 immediate family;

85 5. A payment, including compensation, payment, or reimbursement for the services, time, or expenses
86 of an employee for or in connection with direct communication with an executive or legislative official;

87 6. A payment for or in connection with soliciting or urging other persons to enter into direct
88 communication with an executive or legislative official;

89 7. A payment or reimbursement for categories of expenditures required to be reported pursuant to
90 this chapter.

91 "Expenditure" does not mean a campaign contribution properly received and reported pursuant to
92 Chapter 9 (§ 24.2-900 et seq.) of Title 24.2 .

93 "Gift" means anything of value to the extent that a consideration of equal or greater value is not
94 received.

95 "Gift" does not mean:

96 1. Printed informational or promotional material;

97 2. A gift that is not used and, no later than thirty days after receipt, is returned to the donor or
98 delivered to a charitable organization and is not claimed as a charitable contribution for federal income
99 tax purposes;

100 3. A gift, devise, or inheritance from an individual's spouse, child, parent, grandparent, brother,
101 sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or the
102 spouse of that individual, if the donor is not acting as the agent or intermediary for someone other than
103 a person covered by this subdivision; or

104 4. A gift of a value of \$25 or less.

105 "Immediate family" means (i) the spouse and (ii) any other person who resides in the same
106 household as the executive or legislative official and is the dependent of the official.

107 "Legislative action" means:

108 1. Preparation, research, drafting, introduction, consideration, modification, amendment, approval,
109 passage, enactment, tabling, postponement, defeat, or rejection of a bill, resolution, amendment, motion,
110 report, nomination, appointment, or other matter by the General Assembly or a legislative official;

111 2. Action by the Governor in approving, vetoing, or recommending amendments for a bill passed by
112 the General Assembly; or

113 3. Action by the General Assembly in overriding or sustaining a veto by the Governor, considering
114 amendments recommended by the Governor, or considering, confirming, or rejecting an appointment of
115 the Governor.

116 "Legislative official" means:

117 1. A member or member-elect of the General Assembly;

118 2. A member of a committee, subcommittee, commission or other entity established by and
119 responsible to the General Assembly or either house of the General Assembly; and

120 3. Persons employed by the General Assembly or an entity established by and responsible to the
121 General Assembly.

"Lobbying" means:

1. Influencing or attempting to influence executive or legislative action through oral or written communication with an executive or legislative official; or

2. Solicitation of others to influence an executive or legislative official.

"Lobbying" does not mean:

1. Requests for appointments, information on the status of pending executive and legislative actions, or other ministerial contacts if there is no attempt to influence executive or legislative actions;

2. Responses to published notices soliciting public comment submitted to the public official designated in the notice to receive the responses;

3. The solicitation of an association by its members to influence legislative or executive action; and

4. Communications between an association and its members and communications between a principal and its lobbyists.

"Lobbyist" means an individual who is:

1. Employed and receives payments, or who contracts for economic consideration, including reimbursement for reasonable travel and living expenses, for the purpose of lobbying;

2. An individual who represents an organization, association, or other group for the purpose of lobbying; or

3. A local government employee who lobbies.

"Lobbyist's principal" or "principal" means the entity on whose behalf the lobbyist influences or attempts to influence executive or legislative action. An organization whose employees conduct lobbying activities on its behalf is both a principal and an employer of the lobbyists. In the case of a coalition or association that employs or retains others to conduct lobbying activities on behalf of its membership, the principal is the coalition or association and not its individual members.

"Person" means an individual, proprietorship, firm, partnership, joint venture, joint stock company, syndicate, business trust, estate, company, corporation, association, club, committee, organization, or group of persons acting in concert.

"Value" means the retail cost or fair market worth of an item or items, whichever is greater.

§ 2.1-771. Exemptions.

The registration and reporting provisions of this chapter do not apply to:

1. The Governor, Lieutenant Governor, Attorney General, and their immediate staffs; or the Governor's Secretaries and their immediate staffs, acting in an official capacity;

2. Members of the General Assembly and other legislative officials and legislative employees acting in an official capacity;

3. Local elected officials acting in an official capacity;

4. Any employee of the state executive branch acting in an official capacity;

5. A duly elected or appointed official or employee of the United States acting in an official capacity;

6. An individual who limits lobbying solely to (i) formal testimony before a public meeting of an executive agency or legislative body and registers the appearance in the records of the agency or body and (ii) testimony and information compelled by action of an executive agency or legislative body;

7. A person who receives \$500 or less in compensation and reimbursements, excluding personal living and travel expenses, in a calendar year for his lobbying activities;

8. A person who receives no compensation or anything of value for lobbying, and does not expend more than \$500 in lobbying in the calendar year; or

9. An employee of a business or other entity whose job duties do not regularly include influencing or attempting to influence legislative or executive action.

§ 2.1-772. Registration requirements.

A. A lobbyist shall register with the Secretary of the Commonwealth prior to engaging in lobbying. A lobbyist who engages in lobbying entirely outside the capital city shall comply with this section by registering with the Secretary within fifteen days after first engaging in lobbying. Registration shall be required annually and expire May 1.

B. The chief administrative officer of each county and municipality shall register with the Secretary of the Commonwealth and file a consolidated statement pursuant to § 2.1-773 for any public employees of the county or municipality who will act as lobbyists on its behalf. No registration fee shall be required. The reporting requirements of § 2.1-776 shall not apply to the public employees who lobby on behalf of a county or municipality. Each locality shall maintain an official record of its lobbying expenditures which would be reportable pursuant to § 2.1-776, which record shall be open to inspection and copying as provided in the Virginia Freedom of Information Act (§ 2.1-340 et seq.).

§ 2.1-773. Contents of registration statement.

A. The registration statement shall be on a form provided by the Secretary of the Commonwealth and include the following information:

- 183 1. The name and business address and telephone number of the lobbyist;
 184 2. The name and business address and telephone number of the person who will keep custody of the
 185 lobbyist's and the lobbyist's principal's accounts and records required to comply with this chapter, and
 186 the location and telephone number for the place where the accounts and records are kept;
 187 3. The name and business address and telephone number of the lobbyist's principal;
 188 4. The kind of business of the lobbyist's principal;
 189 5. For each principal, the full name of the individual to whom the lobbyist reports;
 190 6. For each principal, a statement whether the lobbyist is employed or retained and whether
 191 exclusively for the purpose of lobbying;
 192 7. The position held by the lobbyist if he is a part-time or full-time employee of the principal;
 193 8. The full name and business address and telephone number of each lobbyist employed by or
 194 representing the lobbyist's principal;
 195 9. An identification of the subject matter (with as much specificity as possible) with regard to which
 196 the lobbyist or lobbyist's principal will engage in lobbying; [and]
 197 [~~10. The name and business address and telephone number of any legislative or executive official,~~
 198 ~~and any member of his immediate family, who is employed by, or has a personal interest in, the~~
 199 ~~lobbyist. "Personal interest" means a personal interest as defined in § 2.1-639.2; and]~~
 200 [~~10 .~~] The signed statement by the lobbyist that the information contained on the registration
 201 statement is true and correct.
- 202 B. Whenever any change, modification or addition to his status as a lobbyist is made, the lobbyist
 203 shall, within one week of such change, modification or addition, furnish full information regarding the
 204 same to the Secretary of the Commonwealth on forms provided by the Secretary.
- 205 C. The Secretary of the Commonwealth shall furnish a copy of this chapter to any individual offering
 206 to register as a lobbyist and shall mail by certified mail a copy of this chapter and a copy of the
 207 information furnished by the lobbyist to the person whom the lobbyist represents to be his principal.
- 208 D. If the principal to whom the information is sent under subsection C of this section does not,
 209 within ten days of such mailing, file an affidavit, signed by the person or duly authorized agent of the
 210 person, denying that the lobbyist appears on his behalf, such person shall be deemed to have appointed
 211 the Secretary of the Commonwealth his agent for service of process in any prosecution arising for
 212 violation of this chapter. If such affidavit is filed, the Secretary shall notify the attorney for the
 213 Commonwealth of the City of Richmond.
- 214 § 2.1-774. Registration fees.
 215 The Secretary shall collect an annual registration fee of fifty dollars from the lobbyist for each
 216 principal for whom, or on whose behalf, the lobbyist will act.
- 217 § 2.1-775. Registration information to be recorded in legislative docket; list of executive officials.
- 218 A. The Secretary of the Commonwealth shall maintain in a legislative docket the information filed
 219 under § 2.1-773 pertaining to lobbying involving legislative actions during any session of the General
 220 Assembly. The Secretary shall furnish current, complete lists thereof to the clerk of each house and to
 221 each member of the General Assembly once every two weeks during the session of the General Assembly
 222 beginning with the convening of the General Assembly.
- 223 B. The Secretary of the Commonwealth shall prepare a list of executive officials, their positions and
 224 names, to be revised at least semi-annually and made available to lobbyists to assist them in complying
 225 with the provisions of this act.
- 226 § 2.1-776. Lobbyist reporting.
- 227 A. Each lobbyist shall file a separate annual report of expenditures, including gifts, for each
 228 principal for whom he lobbies by July 1 for the preceding twelve-month period ending May 1.
- 229 B. Each principal who expends more than \$500 to employ or compensate multiple lobbyists shall be
 230 responsible for filing a consolidated lobbyist report pursuant to this section in any case in which the
 231 lobbyists are each exempt under the provisions of subdivisions 7 and 8 of § 2.1-771 from the reporting
 232 requirements of this section.
- 233 C. The report shall be on a form provided by the Secretary of the Commonwealth which shall be
 234 substantially as follows and shall be accompanied by instructions provided by the Secretary.

235 LOBBYIST'S DISCLOSURE STATEMENT

236

237

238 PART I:

239

240 (1) PRINCIPAL:

241

242 In part I, item 2a, provide name of the individual
 243 authorizing your employment as a lobbyist. The lobbyist

244 filing this statement MAY NOT list their name in item 2a. THE
 245 INDIVIDUAL LISTED IN PART I, ITEM 2A MUST SIGN THE
 246 PRINCIPAL'S STATEMENT
 247
 248 (2a) Name:
 249
 250 (2b) Permanent Business Address:
 251
 252 (2c) Business Telephone:
 253 (3) Provide a list of executive and legislative actions (with
 254 as much specificity as possible) for which you lobbied and
 255 a description of activities conducted.
 256
 257
 258
 259
 260 (4) INCORPORATED FILINGS:<eb> If you are filing an incorporated
 261 disclosure statement, please complete the following:
 262
 263 Individual filing financial information:
 264
 265 Individuals to be included in the filing:
 266
 267
 268 (5) Please indicate which schedules will be attached to your
 269 disclosure statement:
 270
 271 [] Schedule A: Entertainment Expenses
 272 [] Schedule B: Gifts
 273 [] Schedule C: Other Expenses
 274
 275 (6) EXPENDITURE TOTALS:
 276
 277 a) ENTERTAINMENT.....\$.
 278 b) GIFTS.....\$.
 279 c) OFFICE EXPENSES.....\$.
 280 d) COMMUNICATIONS.....\$.
 281 e) PERSONAL LIVING AND TRAVEL EXPENSES.....\$.
 282 f) COMPENSATION OF LOBBYISTS.....\$.
 283 g) HONORARIA.....\$.
 284 h) REGISTRATION COSTS.....\$.
 285 i) OTHER.....\$.
 286 TOTAL.....\$.
 287
 288 PART II:
 289
 290 (1a) NAME OF LOBBYIST: <eb>.....
 291
 292 (1b) Permanent Business Address:
 293
 294 (1c) Business Telephone:
 295
 296 (2) As a lobbyist, you are (check one)
 297
 298 [] EMPLOYED (on the payroll of the principal)
 299 [] RETAINED: (not on the payroll of the principal,

300 however compensated)
301 [] NOT COMPENSATED: (not compensated, expenses may be
302 reimbursed)
303
304 (3) List all lobbyists other than yourself who registered to
305 represent your principal.
306
307
308
309 (4) If you selected "EMPLOYED" as your answer to Part II, item 2,
310 what is your job title:
311
312 (5) If you selected "NOT COMPENSATED" as your answer to Part II,
313 item 2, please indicate why your received no compensation.
314
315
316
317 PLEASE NOTE: Some lobbyists are not individually compensated for
318 lobbying activities. This may occur when several members of a firm
319 represent a single principal. The principal, in turn, makes a single
320 payment to the firm. If this describes your situation, do not answer
321 Part II items 6a and 6b. Instead, complete Part III, items 1 and 2.
322
323 (6a) What was the DOLLAR AMOUNT OF YOUR COMPENSATION**<ait> <eb>**as a
324 lobbyist? If you have job responsibilities other than those
325 involving lobbying, you may have to pro-rate to determine the
326 part of your salary attributable to your lobbying activities.
327 (Transfer your answer to this item to Part I, item 6f.)
328
329 (6b) Explain how you arrived at your answer to Part II, item 6a.
330
331
332
333 PART III:
334 PLEASE NOTE: If you answered Part II, items 6a and 6b, you WILL NOT
335 complete this section.
336
337 (1) List all members of your firm, organization, association,
338 corporation, or other entity who furnished lobbying services
339 to your principal.
340
341
342
343 (2) Indicate the total amount paid to your firm, organization,
344 association, corporation or other entity for services
345 rendered. (Transfer your answer to this item to Part I,
346 item 6f.)
347

348 SCHEDULE A
349 ENTERTAINMENT EXPENSES
350

351
352 PLEASE** <eb>**NOTE: Any single entertainment event included in the expense
353 totals of the principal, greater than or equal to a total of \$100,
354 should be itemized below. Transfer any totals from this schedule to
355 Part I item 6a. (Please duplicate as needed).
356

357 Date and Location of Event:
 358
 359
 360
 361 # Reportable Guests Invited:
 362
 363
 364 Description of Entertainment:
 365
 366
 367
 368 Food.....\$.
 369 Beverages.....\$.
 370 Transportation of Guests.....\$.
 371 Lodging of Guests.....\$.
 372 Performers, Speakers, etc.....\$.
 373 Displays.....\$.
 374 Rentals.....\$.
 375 Service Personnel.....\$.
 376 Miscellaneous.....\$.
 377
 378 TOTAL.....\$.
 379
 380

381 SCHEDULE B
 382 GIFTS
 383
 384

385 PLEASE NOTE: Any single gift reported in the expense totals of the
 386 principal, greater than or equal to \$25.00, should be itemized below.
 387 Transfer any totals from this schedule to Part I item 6b (Please
 388 duplicate as needed).
 389

390 Date of Gift:
 391
 392
 393 Description of Gift:
 394
 395
 396
 397 Recipient of Gift:
 398
 399 Cost of Individual Gift:
 400
 401 # of Reportable Persons Accepting:
 402
 403
 404 TOTAL COST TO PRINCIPAL.....\$.
 405

406 SCHEDULE C
 407 OTHER EXPENSES
 408

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

413
414
415 DATE OF EXPENSE DESCRIPTION OF EXPENSE
416
417
418
419
420
421
422
423
424
425 TOTAL "OTHER" EXPENSES.....\$.....

426 PART IV: STATEMENTS

427 Both the lobbyist and principal officer must sign the disclosure
428 statement, attesting to its completeness and accuracy. The following
429 items are mandatory and if they are not properly completed, the
430 entire filing will be rejected and returned to the lobbyist:

- 431 (1) All signatures on the statement must be ORIGINAL. No
432 facsimiles, stamps, or other reproductions of the
433 individual's signature will be accepted.
434 (2) An individual MAY NOT sign the disclosure statement as
435 lobbyist and principal officer.

436
437 STATEMENT OF LOBBYIST
438

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

444
445
446 Signature of lobbyist
447
448 Date

449 STATEMENT OF PRINCIPAL

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

455
456
457 Signature of principal
458
459 Date

460
461 D. A person who signs the disclosure statement knowing it to contain a material misstatement of fact
462 shall be guilty of a Class 5 felony.

463 § 2.1-777. Filings; inspection.

464 Registration statements and lobbying reports shall be open to public inspection and copying during
465 the regular business hours of the office of the Secretary of the Commonwealth.

466 Such statements and reports shall be deemed to have been filed only when actually received in the
467 office of the Secretary or mailed to the Secretary by registered, certified, or regular mail with the
468 sender retaining sufficient proof of mailing, which may be a United States Postal Certificate of Mailing.

469 § 2.1-778. Retention of records by a lobbyist or lobbyist's principal.

A lobbyist and a lobbyist's principal shall preserve for a period of two years all accounts, bills, books, papers, receipts, and other documents and records necessary to substantiate the expenditure reports submitted under this chapter.

[~~§ 2.1-779. Executive official's records.~~

~~Each executive official shall maintain a written record or log of oral communications, in person or by phone, with persons who seek to influence executive or legislative actions. The record or log shall be an official record open to inspection under the Virginia Freedom of Information Act (§ 2.1-340 et seq.). The executive official is not required to record communications with persons exempt from the registration and reporting provisions of this chapter under subdivisions 1 through 6 of § 2.1-771.]~~

[~~§ 2.1-780 § 2.1-779~~]. Termination.

A lobbyist may terminate a lobbyist registration by filing a report required under § 2.1-776 including information through the last day of lobbying activity. A termination report must indicate that the lobbyist intends to use the report as the final accounting of lobbying activity.

[~~§ 2.1-781 § 2.1-780~~]. Penalties; filing of substituted statement.

A. Every lobbyist failing to file the statement prescribed by § 2.1-776 within the time prescribed therein shall be assessed a civil penalty of fifty dollars, and every individual failing to file the statement within ten days after the time prescribed herein shall be assessed an additional civil penalty of fifty dollars per day from the eleventh day of such default until the statement is filed. Such penalties shall be assessed and collected by the Secretary. The Attorney General shall assist the Secretary in collecting the penalties, upon request.

B. Every lobbyist's principal whose lobbyist fails to file the statement prescribed by § 2.1-776 shall be assessed a civil penalty of fifty dollars, and shall be assessed an additional civil penalty of fifty dollars per day from the eleventh day of such default until the statement is filed. Such penalty shall be assessed and collected by the Secretary. The Attorney General shall assist the Secretary in collecting the penalties, upon request.

C. No individual who has failed to file the statement required by § 2.1-776, or who has failed to pay all penalties assessed pursuant to this section, shall register or act as a lobbyist as long as he remains in default.

D. Whenever any lobbyist is or will be in default under § 2.1-776, and the reasons for such default are or will be beyond his control, or the control of his principal, or both, the Secretary may suspend the assessment of any penalty otherwise assessable and accept a substituted statement, upon the submission of sworn proofs which shall satisfy him that such default has been beyond the control of the lobbyist or his principal, and that such substituted statement contains the most accurate and complete information available after the exercise of due diligence.

E. Penalties collected pursuant to this section shall be payable to the State Treasurer for deposit to the general fund.

[~~§ 2.1-782 § 2.1-781~~]. Contingent compensation prohibited.

It shall be unlawful for any individual to lobby for compensation which is dependent in any manner upon the outcome of any legislative or executive action.

[~~§ 2.1-783 § 2.1-782~~]. Prohibited acts; violation a misdemeanor.

A. No lobbyist shall:

1. Lobby in violation of the provisions of this chapter;
2. Make any expenditure, or obligate himself to do so, in connection with lobbying, unless he fully discloses the expenditure as required in this chapter; or
3. Misrepresent in any material respect or omit any information required to be reported pursuant to this chapter.

B. No lobbyist's principal shall:

1. Fail to file any statement required to be filed by the provisions of this chapter;
2. Misrepresent in any material respect or omit any information required to be reported pursuant to this chapter; or
3. Violate any of the provisions of this chapter.

C. Except as provided in subsection D of § 2.1-776, any lobbyist or lobbyist's principal violating any provision of this chapter shall be guilty of a Class 1 misdemeanor. However, a lobbyist who receives no compensation or anything of value for lobbying shall not be subject to criminal penalties pursuant to this section.

[~~§ 2.1-784 § 2.1-783~~]. Employment of lobbyists prohibited; exceptions.

Nothing in this chapter shall be construed so as to permit the employment of a lobbyist for compensation by an officer, board, institution or agency of the Commonwealth of Virginia, and any such employment is expressly prohibited; however, this section shall not apply to any individual who is a full-time or part-time employee of such office, board, department, institution or agency of the Commonwealth of Virginia.

531 [~~§ 2.1-785~~ § 2.1-784] . *Prohibition for state party chairman.*
532 *The chairman or any full-time paid employee of a state political party, as defined in § 2.1-639.2,*
533 *shall not be employed as a lobbyist by any principal.*
534 **2. That Chapter 2.1 (§§ 30-28.01 through 30-28.9:1) of Title 30 of the Code of Virginia is repealed.**