

1 **LOBBYIST FINANCIAL DISCLOSURE**

2 **REQUIREMENTS**

3 1999 GENERAL SESSION

4 STATE OF UTAH

5 **Sponsor: Jordan Tanner**

6 AN ACT RELATING TO LOBBYIST DISCLOSURE AND REGULATION; MODIFYING AND  
7 CLARIFYING THE REQUIREMENTS FOR REPORTING OF AGGREGATE DAILY  
8 EXPENDITURES; AND MAKING TECHNICAL CORRECTIONS.

9 This act affects sections of Utah Code Annotated 1953 as follows:

10 AMENDS:

11 **36-11-201**, as last amended by Chapter 192, Laws of Utah 1995

12 *Be it enacted by the Legislature of the state of Utah:*

13 Section 1. Section **36-11-201** is amended to read:

14 **36-11-201. Disclosure requirements -- Prohibition for related person to make**  
15 **expenditures.**

16 (1) Each lobbyist, principal, and government officer who makes expenditures totaling \$50  
17 or more to benefit public officials or members of their immediate families in any calendar quarter  
18 of the last calendar year shall file a report with the lieutenant governor by January 10 of each year  
19 or on the next succeeding business day if January 10 falls on a Saturday, Sunday, or legal holiday.  
20 The report shall be considered timely filed if postmarked on its due date. Any report required shall  
21 contain:

22 (a) the total amount of expenditures made to benefit public officials during the last  
23 calendar year;

24 (b) (i) total travel expenditures that the lobbyist, principal, or government officer made to  
25 benefit public officials and their immediate families during the last calendar year; and

26 (ii) a travel expenditure statement that:

27 (A) describes the destination of each trip and its purpose;

- 28 (B) identifies the total amount of expenditures made to benefit each public official and his  
29 immediate family for each trip;
- 30 (C) names all individuals that took each trip;
- 31 (D) provides the name and address of the organization that sponsored each trip; and
- 32 (E) identifies specific expenditures for food, lodging, gifts, and sidetrips;
- 33 (c) for aggregate daily expenditures made to benefit public officials or their immediate  
34 families that are not reportable under Subsection (1)(b):
- 35 (i) when the amount spent to benefit a public official or his immediate family does not  
36 exceed [~~\$50 per person~~] \$25:
- 37 (A) the date of the expenditure;
- 38 (B) the purpose of the expenditure; and
- 39 (C) the total monetary worth of the benefit conferred on the public officials or members  
40 of their immediate families;
- 41 (ii) when the amount spent to benefit a public official or his immediate family exceeds  
42 [~~\$50 per person~~] \$25:
- 43 (A) the date, location, and purpose of the event, activity, or expenditure;
- 44 (B) the name of the public official or member of his immediate family who attended the  
45 event or activity or received the benefit of the expenditure; and
- 46 (C) the total monetary worth of the benefit conferred on the public official or member of  
47 his immediate family by each lobbyist, principal, and government officer providing the benefit;
- 48 (d) a list of each public official that was employed by the lobbyist, principal, or  
49 government officer or who performed work as an independent contractor for the lobbyist,  
50 principal, or government officer during the last year that details the nature of the employment or  
51 contract;
- 52 (e) each bill or resolution by number and short title on behalf of which the lobbyist,  
53 principal, or government officer made an expenditure to a public official for which a report is  
54 required by this section;
- 55 (f) a description of each executive action on behalf of which the lobbyist, principal, or  
56 government officer made an expenditure to a public official for which a report is required by this  
57 section; and
- 58 (g) the general purposes, interests, and nature of the organization or organizations that the

59 lobbyist, principal, or government officer filing the report represents.

60 (2) A related person may not, while assisting a lobbyist, principal, or government officer  
61 in lobbying, make an expenditure that benefits a public official or member of his immediate family  
62 under circumstances which would otherwise fall within the disclosure requirements of this chapter  
63 if the expenditure was made by the lobbyist, principal, or government officer.

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**Legislative Review Note**

**as of 2-4-99 9:27 AM**

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

**Office of Legislative Research and General Counsel**