

212 (C) determines rates or fees; or

213 (D) makes adjudicative decisions; or

214 (b) an immediate family member of a person described in Subsection (19)(a).

215 (20) "Public official type" means a notation to identify whether a public official is:

216 (a) (i) a member of the Legislature;

217 (ii) an individual elected to a position in the executive branch of state government;

218 (iii) an individual appointed to or employed in a position in the legislative branch of
219 state government who meets the definition of public official under Subsection (19)(a)(iii); or

220 (iv) an individual appointed to or employed in a position in the executive branch of
221 state government who meets the definition of public official under Subsection (19)(a)(iii); or

222 (b) an immediate family member of a person described in Subsection (19)(a).

223 (21) "Quarterly reporting period" means the three-month period covered by each
224 financial report required under Subsection 36-11-201(2)(a).

225 (22) "Related person" means a person, agent, or employee who knowingly and
226 intentionally assists a lobbyist, principal, or government officer in lobbying.

227 (23) "Relative" means a spouse, child, parent, grandparent, grandchild, brother, sister,
228 parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, first cousin, or spouse
229 of any of these individuals.

230 (24) (a) "State employee" means an individual employed by any of the following when
231 acting within the scope or capacity of the individual's employment:

232 (i) the executive branch of state government; or

233 (ii) a local school district.

234 (b) "State employee" does not include:

235 (i) the governor, lieutenant governor, attorney general, state auditor, or state treasurer;

236 (ii) the director of a department of the executive branch of state government;

237 (iii) the state superintendent of public instruction;

238 (iv) the president of a state institution of higher education, as defined in Section

239 53B-3-102;

239a **H→ (v) a member of a local school board;**

240 ~~(v)~~ **(vi) ←H** in addition to an individual described in Subsections (24)(b)(i) through

240a **H→** ~~(iv)~~ **(v) ←H** , one

241 designee of the individual, if the individual files a written document with the lieutenant

242 governor specifying the designee;

243 ~~H~~→ [(vii)] (vii) ←~~H~~ a state legislator;

244 ~~H~~→ [(viii)] (viii) ←~~H~~ an individual employed by the state legislative branch;

245 ~~H~~→ [(viii)] (ix) ←~~H~~ a member of the State Board of Education; or

246 ~~H~~→ [(ix)] (x) ←~~H~~ a member of the State Tax Commission.

247 (25) (a) "State entity" means:

248 (i) any unit of the state executive branch within a department, including a division, an

249 office, or a bureau; or

250 (ii) a local school district.

251 (b) "State entity" does not include:

252 (i) an executive branch department;

253 (ii) the State Board of Education;

254 (iii) the State Tax Commission; or

255 (iv) the School and Institutional Trust Lands Administration, created in Section

256 53C-1-201.

257 [(24)] (26) "Tour" means visiting a location, for a purpose relating to the duties of a

258 public official, and not primarily for entertainment, including:

259 (a) viewing a facility;

260 (b) viewing the sight of a natural disaster; or

261 (c) assessing a circumstance in relation to which a public official may need to take

262 action within the scope of the public official's duties.

263 Section 2. Section **36-11-308** is enacted to read:

264 **36-11-308. Lobbying by certain state employees or entities prohibited --**

265 **Exceptions.**

266 (1) As used in this section only:

267 (a) "Legislative action" means a bill, resolution, amendment, nomination, veto

268 override, or other matter that is:

269 (i) requested by a legislator; or

270 (ii) pending or proposed in either house of the Legislature or a committee of the

271 Legislature.

272 (b) (i) "Lobbying" means an act done with the intent or in a way to influence or tend to

273 influence, directly or indirectly, a legislator to refrain from voting on, or to vote for or against,