

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 1058

H.P. 776

House of Representatives, March 6, 2007

An Act To Require the Reporting of Executive Branch Lobbying

Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative CANAVAN of Waterville.
Cosponsored by Senator MITCHELL of Kennebec and
Representatives: ADAMS of Portland, BABBIDGE of Kennebunk, FLETCHER of Winslow,
HOLMAN of Fayette, Senators: BARTLETT of Cumberland, COURTNEY of York,
MARRACHÉ of Kennebec, STRIMLING of Cumberland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 3 MRSA §312-A, sub-§9**, as amended by PL 1993, c. 446, Pt. A, §5, is
3 further amended to read:

4 **9. Lobbying.** "Lobbying" means to communicate directly with any official in the
5 Legislature for the purpose of influencing any legislative action or with the Governor for
6 the purpose of influencing the approval or veto of a legislative action or with a state
7 agency commissioner, a commissioner's designee directed to communicate with the
8 Legislature on legislative action or a constitutional officer for the purpose of influencing
9 any legislative action when reimbursement for expenditures or compensation is made for
10 those activities. It "Lobbying" includes the time spent to prepare and submit to the
11 Governor, an official within the executive branch, a state agency commissioner, a
12 commissioner's designee directed to communicate with the Legislature on legislative
13 action, a constitutional officer, a Legislator or a legislative committee oral and written
14 proposals for, or testimony or analyses concerning, a legislative action. "Lobbying" does
15 not include time spent by any person providing information to or participating in a
16 subcommittee, stakeholder group, task force or other work group regarding a legislative
17 action by the appointment or at the request of the Governor, a Legislator or legislative
18 committee, a constitutional officer, a state agency commissioner or the chair of a state
19 board or commission as long as the person's regular employment does not otherwise
20 include lobbying.

21

SUMMARY

22 This bill amends the definition of "lobbying" under the lobbyist disclosure laws to
23 ensure that all the reporting and disclosure requirements currently in place for lobbyists
24 apply to individuals who lobby any official in the executive branch of State Government
25 in addition to officials in the legislative branch and the Governor. The bill also adds to
26 the definition of "lobbying" communication with state agency commissioners,
27 commissioners' designees and constitutional officers for the purpose of influencing any
28 legislative action when reimbursement for expenditures or compensation is made for that
29 communication.

30 The bill also provides that "lobbying" does not include time spent by any person
31 providing information to or participating in a subcommittee, stakeholder group, task force
32 or other work group regarding a legislative action by the appointment or at the request of
33 the Governor, a Legislator or legislative committee, a constitutional officer, a state
34 agency commissioner or the chair of a state board or commission as long as the person's
35 regular employment does not otherwise include lobbying.