

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

SECOND REGULAR SESSION-2008

Legislative Document

No. 2068

H.P. 1452

House of Representatives, December 21, 2007

An Act To Amend the Laws Governing Lobbyist Disclosure

Submitted by the Commission on Governmental Ethics and Election Practices pursuant to Joint Rule 204.

Received by the Clerk of the House on December 19, 2007. Referred to the Committee on Legal and Veterans Affairs pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative PATRICK of Rumford.
Cosponsored by Senator MARRACHÉ of Kennebec.

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

2 **Sec. 1. 3 MRSA §312-A, sub-§7**, as amended by PL 1993, c. 691, §4, is further
3 amended to read:

4 **7. Expenditure.** "Expenditure" means anything of value or any contract, promise or
5 agreement to transfer anything of value, whether or not legally enforceable. ~~Expenditure~~
6 ~~includes:~~

7 ~~B.—A payment of compensation to a lobbyist by a person employing, retaining or~~
8 ~~contracting for the services of the lobbyist separately or jointly with other persons;~~

9 ~~C.—A payment for or in connection with soliciting or urging other persons to enter~~
10 ~~into direct communication with a public official.~~

11 **Sec. 2. 3 MRSA §312-A, sub-§7-A**, as enacted by PL 1993, c. 446, Pt. A, §10
12 and affected by §20, is amended to read:

13 **7-A. Immediate family.** "Immediate family" means a person's spouse or domestic
14 partner as defined in Title 22, section 2710, subsection 2 and dependent children.

15 **Sec. 3. 3 MRSA §313-A, sub-§2**, as enacted by PL 1993, c. 691, §11, is repealed
16 and the following enacted in its place:

17 **2. Lobbying requirements.** The employee engages or intends to engage in lobbying
18 in excess of 8 hours in any calendar month.

19 **Sec. 4. 3 MRSA §315**, as amended by PL 1993, c. 691, §§14 and 15, is repealed.

20 **Sec. 5. 3 MRSA §315-A, sub-§2**, as enacted by PL 2005, c. 613, §1, is amended
21 to read:

22 **2. Disclosure website.** The commission shall develop and maintain a publicly
23 accessible website that displays:

24 A. A list of all persons who have employed a lobbyist during the current year;

25 B. A list of all lobbyists and lobbyist associates registered for the year;

26 C. A profile of ~~each registered lobbyist and lobbyist associate~~, including contact
27 information, the name of the lobbyist's employer or employers and, if provided by the
28 lobbyist or lobbyist associate, a photograph of the lobbyist or lobbyist associate;

29 D. A profile of ~~each person employing a lobbyist~~, including contact information for
30 the employer, and a list of ~~lobbyists and lobbyist associates engaged by the employer;~~
31 ~~and~~

32 E. For each employer, a list of all legislative actions that have been the subject of
33 lobbying for the year, including hyperlinks to the summary page of the Legislature's
34 publicly accessible website for ~~each legislative document listed;~~ and

1 F. An online photographic guide to registered lobbyists and lobbyist associates
2 organized by each joint standing committee of the Legislature that the lobbyists and
3 lobbyist associates have designated in accordance with section 316, subsection 4-B.

4 **Sec. 6. 3 MRSA §316**, as amended by PL 1993, c. 691, §16, is further amended to
5 read:

6 **§316. Registration forms**

7 The commission shall prepare and make available registration forms for the
8 registration of lobbyists and employers required to register pursuant to section 313. These
9 forms must include the following information:

10 **1. Names.** The name of the lobbyist, a list of the lobbyist associates, the name of the
11 person authorized by the lobbyist to sign the registration and reports for the lobbyist and
12 the name of the person employing the lobbyist;

13 **2. Business addresses.** The business address ~~of both~~ and other contact information
14 for the lobbyist, the lobbyist associates and the person employing the lobbyist;

15 **2-A. Photographs.** Photographs of the lobbyist and lobbyist associates, unless the
16 photographs have been provided previously or the commission has granted a waiver of
17 this requirement for security or other reasons;

18 **3. Date.** The date upon which lobbying commenced or was expected to commence;

19 **4. Nature of business.** A description of the ~~nature of the business of the person~~
20 employing that lobbyist; and employer's business activity or mission or a description of
21 the industry, trade or profession that the employer represents;

22 **4-A. Legislative interests.** The general areas of legislation that the employer is
23 attempting to influence;

24 **4-B. Legislative committees.** The joint standing committees of the Legislature that
25 the lobbyist expects to lobby during the year;

26 **4-C. Website of employer.** The address for the employer's publicly accessible
27 website; and

28 **5. Compensation.** The amount of compensation that the lobbyist will receive for that
29 lobbyist's services or, if an exact amount is unascertainable, the basis upon which the
30 lobbyist will charge for those services.

31 ~~These forms must be signed by both the lobbyist and the employer and the signatures~~
32 ~~serve as a certificate~~ The lobbyist must certify that the information on that form is true,
33 correct and complete and that the employer has approved the information in the
34 registration.

35 **Sec. 7. 3 MRSA §316-A**, as enacted by PL 1993, c. 691, §17, is amended to read:

