

SENATE BILL NO. 117—SENATOR TITUS

FEBRUARY 22, 2005

Referred to Committee on Legislative Operations and Elections

SUMMARY—Revises provisions governing report of lobbyist filed with Director of Legislative Counsel Bureau. (BDR 17-27)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in *bolded italics* is new; matter between brackets [omitted-material] is material to be omitted.

AN ACT relating to the legislative process; revising the lobbyist reporting requirements to include a requirement for advance notice to any legislator whose name will be included in a report; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 Existing law requires each lobbyist to file a report of his lobbying activities
2 with the Director of the Legislative Counsel Bureau. The report must include
3 certain expenditures made by the lobbyist on behalf of a Legislator. (NRS 218.926)
4 This bill requires a lobbyist to send a written notice to each Legislator at least 5
5 days before he files a report that includes an expenditure made on the Legislator's
6 behalf. The notice must include any information concerning the Legislator that will
7 be included in the report and the amount of each expenditure.
8 This bill requires the Director of the Legislative Counsel Bureau to notify a
9 lobbyist if he receives a complaint that the lobbyist did not notify a Legislator
10 before filing a report.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 **Section 1.** NRS 218.926 is hereby amended to read as follows:
2 218.926 1. Each registrant shall file with the Director, within
3 30 days after the close of the legislative session, a final report
4 signed under penalty of perjury concerning his lobbying activities.
5 In addition, each registrant shall file with the Director, between the



1 1st and 10th day of the month after each month that the Legislature
2 is in session , a report concerning his lobbying activities during the
3 previous month, whether or not any expenditures were made. Each
4 report must be on a form prescribed by the Director and must
5 include the total of all expenditures, if any, made by the registrant
6 on behalf of a Legislator or an organization whose primary purpose
7 is to provide support for Legislators of a particular political party
8 and house, including expenditures made by others on behalf of the
9 registrant if the expenditures were made with the registrant's
10 express or implied consent or were ratified by the registrant. Except
11 as otherwise provided in subsection ~~4.1~~ 5, the report must identify
12 each Legislator and each organization whose primary purpose is to
13 provide support for Legislators of a particular political party and
14 house on whose behalf expenditures were made and must be
15 itemized with respect to each such Legislator and organization. An
16 expenditure on behalf of a person other than a Legislator or an
17 organization whose primary purpose is to provide support for
18 Legislators of a particular political party and house need not be
19 reported pursuant to this section unless the expenditure is made for
20 the benefit of a Legislator or such an organization.

21 2. If expenditures made by or on behalf of a registrant during
22 the previous month exceed \$50, the report must include a
23 compilation of expenditures, itemized in the manner required by the
24 regulations of the Legislative Commission, in the following
25 categories:

26 (a) Entertainment;

27 (b) Expenditures made in connection with a party or similar
28 event hosted by the organization represented by the registrant;

29 (c) Gifts and loans, including money, services and anything of
30 value provided to a Legislator, to an organization whose primary
31 purpose is to provide support for Legislators of a particular political
32 party and house, or to any other person for the benefit of a
33 Legislator or such an organization; and

34 (d) Other expenditures directly associated with legislative
35 action, not including personal expenditures for food, lodging and
36 travel expenses or membership dues.

37 3. *A registrant shall, at least 5 days before he files a report*
38 *required by this section that will include any itemized expenditure*
39 *made on behalf of a Legislator, send a written notice to the*
40 *Legislator. The notice must include any information concerning*
41 *the Legislator that will be included in the report and the amount of*
42 *each expenditure made on behalf of the Legislator.*

43 4. The Legislative Commission may authorize an audit or
44 investigation by the Legislative Auditor that is proper and necessary



1 to verify compliance with the provisions of this section. A lobbyist
2 shall make available to the Legislative Auditor all books, accounts,
3 claims, reports, vouchers and other records requested by the
4 Legislative Auditor in connection with any such audit or
5 investigation. The Legislative Auditor shall confine his requests for
6 such records to those which specifically relate to the lobbyist's
7 compliance with the reporting requirements of this section.

8 ~~[4.]~~ 5. A report filed pursuant to this section must not itemize
9 with respect to each Legislator an expenditure if the expenditure is
10 the cost of a function to which every Legislator was invited. For the
11 purposes of this subsection, "function" means a party, meal or other
12 social event.

13 **Sec. 2.** NRS 218.930 is hereby amended to read as follows:

14 218.930 1. The Director shall:

15 (a) Inspect each statement and report filed within 10 days after
16 its filing.

17 (b) Immediately notify the person who has filed:

18 (1) If the information filed does not conform to law.

19 (2) If a written complaint has been filed with the Director by
20 any person alleging an irregularity or lack of truth as to the
21 information filed.

22 *(3) If the Director receives a complaint from a Legislator*
23 *alleging that a registrant has not complied with the provisions of*
24 *subsection 3 of NRS 218.926.*

25 2. The Director may notify any person of the filing requirement
26 who the Director has reason to believe has failed to file any
27 statement or report as required.



