

SENATE BILL NO. 349—SENATOR CARE

MARCH 25, 2005

Referred to Committee on Legislative Operations and Elections

SUMMARY—Restricts lobbying by certain persons.
(BDR 17-1177)

FISCAL NOTE: Effect on Local Government: Increases or Newly
Provides for Term of Imprisonment in County or City
Jail or Detention Facility.
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 lobbying; prohibiting a person who provided or works for a person who provided services for consideration to a successful candidate for the Legislature from serving as a lobbyist during the term of office of the Legislator; prohibiting a person who is related to a member of the governing body of certain counties and cities, or persons who work or do business with such a person, from lobbying the governing body of the county or city; providing penalties; and providing other matters properly relating thereto.

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

Section 1. Chapter 218 of NRS is hereby amended by adding thereto a new section to read as follows:

A person who, for consideration, or who was retained or employed by a person who, for consideration, provided consulting, advertising or other professional services in connection with a political campaign of a Legislator shall not, during the term of office of the Legislator:

- 1. Register as a lobbyist;*
- 2. Engage in conduct that would require such registration; or*
- 3. Retain or employ a person to serve as a lobbyist.*



1 **Sec. 2.** NRS 218.904 is hereby amended to read as follows:
2 218.904 As used in NRS 218.900 to 218.944, inclusive, *and*
3 *section 1 of this act*, the *words and* terms defined in NRS 218.905
4 to 218.916, inclusive, have the meanings ascribed to them in those
5 sections.

6 **Sec. 3.** NRS 218.920 is hereby amended to read as follows:
7 218.920 The registration statement of a lobbyist must contain
8 the following information:

9 1. The registrant's full name, permanent address, place of
10 business and temporary address while lobbying.

11 2. The full name and complete address of each person, if any,
12 by whom the registrant is retained or employed or on whose behalf
13 the registrant appears.

14 3. A listing of any direct business associations or partnerships
15 involving any current member of the Legislature and the registrant
16 or any person by whom the registrant is retained or employed. The
17 listing must include any such association or partnership constituting
18 a source of income or involving a debt or interest in real estate
19 required to be disclosed in a statement of financial disclosure made
20 by a candidate for public office or a public officer pursuant to
21 NRS 281.571.

22 4. ~~{The name of any current member of the Legislature for~~
23 ~~whom:~~

24 ~~—(a) The registrant; or~~

25 ~~—(b) Any person by whom the registrant is retained or employed,~~
26 ~~↪ has, in connection with a political campaign of the Legislator,~~
27 ~~provided consulting, advertising or other professional services since~~
28 ~~the beginning of the preceding regular legislative session.~~

29 ~~—5.} A description of the principal areas of interest on which the~~
30 registrant expects to lobby.

31 ~~{6.} 5.~~ If the registrant lobbies or purports to lobby on behalf
32 of members, a statement of the number of members.

33 ~~{7.} 6.~~ A declaration under penalty of perjury that none of the
34 registrant's compensation or reimbursement is contingent, in whole
35 or in part, upon the production of any legislative action.

36 **Sec. 4.** Chapter 244 of NRS is hereby amended by adding
37 thereto a new section to read as follows:

38 1. *In a county whose population is 400,000 or more:*

39 (a) *A person who is related by blood, adoption or marriage*
40 *within the third degree of consanguinity or affinity to a member of*
41 *the board of county commissioners shall not engage in lobbying*
42 *the board of county commissioners.*

43 (b) *A person who is employed by the same entity as or who has*
44 *a substantial and continuing business relationship with a person*
45 *who is related by blood, adoption or marriage within the third*



1 *degree of consanguinity or affinity to a member of the board of*
2 *county commissioners shall not engage in lobbying the board of*
3 *county commissioners.*

4 2. A person who violates the provisions of subsection 1 is
5 *guilty of a misdemeanor.*

6 3. As used in this section, "lobbying" means communicating
7 *with a member of a board of county commissioners or an*
8 *employee of the county on behalf of another person to seek to*
9 *influence action by the board of county commissioners, for*
10 *consideration or under circumstances in which consideration*
11 *would ordinarily be paid for such communication.*

12 Sec. 5. Chapter 268 of NRS is hereby amended by adding
13 thereto a new section to read as follows:

14 1. In a city whose population is 100,000 or more in a county
15 whose population is 400,000 or more:

16 (a) A person who is related by blood, adoption or marriage
17 within the third degree of consanguinity or affinity to a member of
18 the governing body of the city shall not engage in lobbying the
19 governing body of the city.

20 (b) A person who is employed by the same entity as or who has
21 a substantial and continuing business relationship with a person
22 who is related by blood, adoption or marriage within the third
23 degree of consanguinity or affinity to a member of the governing
24 body of the city shall not engage in lobbying the governing body of
25 the city.

26 2. A person who violates the provisions of subsection 1 is
27 *guilty of a misdemeanor.*

28 3. As used in this section, "lobbying" means communicating
29 *with a member of the governing body of a city or an employee of*
30 *the city on behalf of another person to seek to influence action by*
31 *the governing body, for consideration or under circumstances in*
32 *which consideration would ordinarily be paid for such*
33 *communication.*



