

ASSEMBLY BILL NO. 184—ASSEMBLYMEN GOEDHART;
GOICOECHEA, HAMBRICK, HANSEN, HARDY, KIRNER AND
WOODBURY

FEBRUARY 17, 2011

JOINT SPONSORS: SENATORS CEGAVSKE,
HALSETH AND ROBERSON

Referred to Committee on Legislative Operations and Elections

SUMMARY—Requires a cooling off period before a former State
Legislator or constitutional officer may serve as a
paid lobbyist. (BDR 23-359)

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 public officers; prohibiting former State
Legislators and constitutional officers from receiving
compensation or other consideration to lobby the
Legislature for 2 years after leaving office; and providing
other matters properly relating thereto.

Legislative Counsel's Digest:

- 1 This bill prohibits former State Legislators and constitutional officers from
- 2 receiving compensation or other consideration to lobby any member of the
- 3 Legislative Branch for 2 years after leaving office.

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

- 1 **Section 1.** Chapter 281A of NRS is hereby amended by
- 2 adding thereto a new section to read as follows:
- 3 *1. Except as otherwise provided in subsection 2, a former*
- 4 *Legislator or constitutional officer shall not receive compensation*
- 5 *or other consideration to:*



* A B 1 8 4 *

(a) Appear in person in the Legislative Building or any other building in which the Legislature or any of its standing committees hold meetings; and

(b) Communicate directly with a member of the Legislative Branch on behalf of someone other than himself or herself to influence legislative action,

↳ for a period of 2 years after the end of his or her term of office.

2. The provisions of subsection 1 do not apply to a former Legislator or constitutional officer in any of the following circumstances:

(a) The former Legislator or constitutional officer confines his or her activities to formal appearances before legislative committees and clearly identifies himself or herself and the interest or interests for whom he or she is testifying.

(b) The former Legislator or constitutional officer is an employee of a bona fide news medium who engages in conduct described in subsection 1 only in the course of his or her professional duties and who contacts members of the Legislature for the sole purpose of carrying out his or her news gathering function.

(c) The former Legislator or constitutional officer is an officer or employee of a state agency, board, commission or department, if the appearance or communication is for the purpose of influencing legislative action on behalf of the state agency, board, commission or department.

(d) The former Legislator or constitutional officer is an officer or employee of a local government, if the appearance or communication is for the purpose of influencing legislative action on behalf of the local government.

(e) The former Legislator or constitutional officer is an employee of the Legislature, Legislators, legislative agencies or legislative commissions.

(f) The former Legislator or constitutional officer is an elected officer of this State or its political subdivisions who confines his or her appearance or communication to issues directly related to the scope of the office to which he or she was elected.

(g) The former Legislator or constitutional officer contacts the members of the Legislature who are elected from the district in which he or she resides.

3. As used in this section:

(a) "Consideration" means a gift, salary, payment, distribution, loan, advance or deposit of money or anything of value and includes, without limitation, a contract, promise or agreement, whether or not legally enforceable.

(b) "Constitutional officer" means the:



- 1 (1) *Governor.*
- 2 (2) *Lieutenant Governor.*
- 3 (3) *Secretary of State.*
- 4 (4) *State Treasurer.*
- 5 (5) *State Controller.*
- 6 (6) *Attorney General.*
- 7 (c) *“Legislative action” has the meaning ascribed to it in*
- 8 *NRS 218H.070.*
- 9 (d) *“Member of the Legislative Branch” has the meaning*
- 10 *ascribed to it in NRS 218H.090.*

