

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

384E0254

HOUSE BILL NO. 1221

Introduced by: Representatives Wick, Jaspers, Klaudt, McCaulley, Napoli, and Smidt and
Senators Bogue, Diedrich (Elmer), and Koskan

1 FOR AN ACT ENTITLED, An Act to revise the financial disclosure requirements for lobbyists
2 and employers of lobbyists.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 2-12-11 be amended to read as follows:

5 2-12-11. On or before July first of each year, ~~every~~ each registered lobbyist ~~and every~~
6 ~~employer of a registered lobbyist~~ whose name appears in the directory in that year shall submit
7 to the secretary of state a complete and detailed report of all costs and expenses incurred for the
8 purpose of influencing legislation. However, the personal expenses of the lobbyist spent upon
9 ~~his~~ the lobbyist's own meals, travel, lodging, phone calls, or other necessary personal needs while
10 in attendance at the legislative session need not be reported. If the lobbyist is employed by a
11 political subdivision of this state or an organization that represents political subdivisions of this
12 state, the lobbyist shall separately report the costs and expenses incurred for the purpose of
13 influencing legislation for each political subdivision and organization. The reports shall be
14 personally sworn to by the person making the report in the presence of a notary public. The
15 secretary of state shall prescribe concise and simple forms for reporting costs and expenses for

1 lobbyists and the employers of lobbyists. The completed reports shall be open to public
2 inspection. ~~"Costs" and "expenses" as used in this section do not mean the compensation paid~~
3 ~~by the employer to the lobbyist.~~

4 Section 2. That chapter 2-12 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 On or before July first of each year, each employer of a registered lobbyist whose name
7 appears in the directory in that year shall submit to the secretary of state a complete and detailed
8 report of all costs and expenses incurred for the purpose of influencing legislation. The reports
9 shall be personally sworn to by the person making the report in the presence of a notary public.
10 The secretary of state shall prescribe concise and simple forms for reporting costs and expenses
11 for the employers of lobbyists. Costs and expenses as used in this section do not mean
12 compensation paid by the employer to the lobbyist. However, if the employer is a political
13 subdivision of this state or an organization representing political subdivisions of this state, costs
14 and expenses do include the salary, fees, and other compensation paid by the employer to its own
15 employees or to a lobbyist. The completed reports shall be open to public inspection.

16 Section 3. That chapter 6-9 be amended by adding thereto a NEW SECTION to read as
17 follows:

18 Each municipality, county, and school district shall separately record costs and expenses for
19 the purpose of influencing legislation in their accounting systems and separately report such costs
20 and expenses on annual reports required to be prepared pursuant to §§ 9-22-21, 7-10-4, and 13-
21 13-17. Such costs and expenses include salary, benefits, per diem, travel, lodging, phone calls,
22 postage, dues, supplies, and registrations.