

IN THE SENATE

SENATE BILL NO. 1235

BY BOCK, LEFAVOUR, BILYEU, MALEPEAI, SCHMIDT, WERK, STENNETT

AN ACT

1 RELATING TO LOBBYING; TO PROVIDE A SHORT TITLE; AMENDING CHAPTER 66, TITLE
2 67, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 67-6617A, IDAHO CODE,
3 TO PROHIBIT LOBBYING AND REGISTRATION AS LOBBYISTS BY EXECUTIVE OFFI-
4 CIALS OR LEGISLATORS FOR A PERIOD OF ONE YEAR FROM TERMINATION OF OF-
5 FICE; AMENDING SECTION 67-6625, IDAHO CODE, TO PROVIDE PENALTIES FOR
6 VIOLATING THE PROHIBITION OF LOBBYING AND REGISTRATION AS LOBBYISTS BY
7 EXECUTIVE OFFICIALS OR LEGISLATORS FOR A PERIOD OF ONE YEAR FROM TER-
8 MINATION OF OFFICE AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN
9 EMERGENCY.
10

11 Be It Enacted by the Legislature of the State of Idaho:

12 SECTION 1. SHORT TITLE. This act shall be known as the "Lobbyist Re-
13 striction Act."

14 SECTION 2. That Chapter 66, Title 67, Idaho Code, be, and the same is
15 hereby amended by the addition thereto of a NEW SECTION, to be known and des-
16 ignated as Section 67-6617A, Idaho Code, and to read as follows:

17 67-6617A. PROHIBITION FROM LOBBYING AND REGISTRATION. No executive
18 official nor member of the legislature shall register under section 67-6617,
19 Idaho Code, or request or accept employment, compensation or any other pe-
20 cuniary benefit for the purpose of lobbying as defined in section 67-6602,
21 Idaho Code, during or for a period of one (1) year from the date of termina-
22 tion of his or her membership or office.

23 SECTION 3. That Section 67-6625, Idaho Code, be, and the same is hereby
24 amended to read as follows:

25 67-6625. VIOLATIONS -- CIVIL FINE -- MISDEMEANOR PENALTY -- PROSECU-
26 TION -- LIMITATION -- VENUE. (a) Any person who violates the provisions of
27 sections 67-6603 through 67-6614A, 67-6617, 67-6617A, 67-6619, 67-6620,
28 67-6621(a), 67-6624, 67-6629 or 67-6630, Idaho Code, shall be liable for a
29 civil fine not to exceed two hundred fifty dollars (\$250) if an individual,
30 and not more than two thousand five hundred dollars (\$2,500) if a person
31 other than an individual. The burden of proof for such civil liability shall
32 be met by showing a preponderance of the evidence.

33 (b) Any person who violates section 67-6605 or 67-6621(b), Idaho Code,
34 and any person who knowingly and willfully violates sections 67-6603 through
35 67-6614A, 67-6617, 67-6617A, 67-6619, 67-6620, 67-6621(a), 67-6624,
36 67-6629 or 67-6630, Idaho Code, is guilty of a misdemeanor and, upon convic-
37 tion, in addition to the fines set forth in subsection (a) of this section,
38 may be imprisoned for not more than six (6) months or be both fined and im-
39 prisoned.

1 (c) The attorney general or the appropriate prosecuting attorney may
2 prosecute any violations of this ~~act~~ chapter.

3 (d) Prosecution for any violation of this ~~act~~ chapter must be commenced
4 within two (2) years after the date on which the violation occurred.

5 (e) Venue for prosecution under the provisions of this chapter shall be
6 in the county of residence of the defendant if the defendant is a resident of
7 the state of Idaho; otherwise, venue shall be in Ada county.

8 SECTION 4. An emergency existing therefor, which emergency is hereby
9 declared to exist, this act shall be in full force and effect on and after its
10 passage and approval.