

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 388 Session of 2015

INTRODUCED BY PILEGGI, FOLMER, AUMENT, BAKER, BREWSTER, COSTA, FARNESE, FONTANA, RAFFERTY, SCHWANK, TEPLITZ, VULAKOVICH, WAGNER, YUDICHAK, ARGALL AND ALLOWAY, FEBRUARY 3, 2015

SENATOR FOLMER, STATE GOVERNMENT, AS AMENDED, JUNE 2, 2015

AN ACT

1 Amending Title 65 (Public Officers) of the Pennsylvania
2 Consolidated Statutes, in lobbying disclosure, further
3 providing for prohibited activities.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 13A07(e) (1) and (2) of Title 65 of the
7 Pennsylvania Consolidated Statutes are amended by adding <--
8 subparagraphs and the section is amended by adding a subsection
9 to read:

10 § 13A07. Prohibited activities.

11 * * *

12 (e) Contingent compensation.--

13 (1) A person may not compensate or incur an obligation
14 to compensate a person to engage in lobbying for compensation
15 contingent in whole or in part upon any of the following:

16 * * * <--

17 (I) OCCURRENCE, NONOCCURRENCE OR AMENDMENT OF <--

18 LEGISLATIVE ACTION.

1 (II) OCCURRENCE, NONOCCURRENCE OR AMENDMENT OF AN
2 ADMINISTRATIVE ACTION [OTHER THAN PROCUREMENT DESCRIBED
3 IN PARAGRAPH (1) (IV) OF THE DEFINITION OF "ADMINISTRATIVE
4 ACTION" UNDER SECTION 13A03 (RELATING TO DEFINITIONS)].

5 (iii) The receipt or award of a grant, credit, loan,
6 capital funding, contract or any other form of
7 Commonwealth funds awarded by an agency. The provisions
8 of this subparagraph shall apply to an affiliated entity.

9 (2) A person may not engage in or agree to engage in
10 lobbying for compensation contingent in whole or in part upon
11 any:

12 * * *

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13 (I) OCCURRENCE, NONOCCURRENCE OR AMENDMENT OF
14 LEGISLATIVE ACTION.

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15 (II) OCCURRENCE, NONOCCURRENCE OR AMENDMENT OF AN
16 ADMINISTRATIVE ACTION [OTHER THAN PROCUREMENT DESCRIBED
17 IN PARAGRAPH (1) (IV) OF THE DEFINITION OF "ADMINISTRATIVE
18 ACTION" UNDER SECTION 13A03].

19 (iii) The receipt or award of any grant, credit,
20 loan, capital funding, contract or any other form of
21 Commonwealth funds awarded by an agency. The provisions
22 of this subparagraph shall apply to an affiliated entity.

23 * * *

24 (g) Definitions.--The following words and phrases when used
25 in this section shall have the meanings given to them in this
26 subsection unless the context clearly indicates otherwise:

27 "Affiliated entity." Any of the following:

28 (1) A subsidiary or holding company of a lobbying firm
29 or other business entity owned in whole or in part by a
30 lobbying firm.

1 (2) An organization recognized by the IRS as a tax-
2 exempt organization under section 501(c) of the Internal
3 Revenue Code of 1986 (Public Law 99-514, 26 U.S.C. § 501(c))
4 established by a lobbyist or lobbying firm or an affiliated
5 entity.

6 Section 2. This act shall take effect in 60 days.