

IN THE SENATE

SENATE BILL NO. 1261

BY KELLY

AN ACT

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

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

11 SECTION 1. That Chapter 66, Title 67, Idaho Code, be, and the same is
12 hereby amended by the addition thereto of a NEW SECTION, to be known and
13 designated as Section 67-6617A, Idaho Code, and to read as follows:

14 67-6617A. PROHIBITION FROM LOBBYING AND REGISTRATION. No executive
15 official nor member of the legislature shall register under section
16 67-6617, Idaho Code, or request or accept employment, compensation or any
17 other pecuniary benefit for the purpose of lobbying as defined in section
18 67-6602, Idaho Code, during or for a period of one (1) year from the date of
19 termination of his or her membership or office.

20 SECTION 2. That Section 67-6625, Idaho Code, be, and the same is hereby
21 amended to read as follows:

22 67-6625. VIOLATIONS -- CIVIL FINE -- MISDEMEANOR PENALTY --
23 PROSECUTION -- LIMITATION -- VENUE. (a) Any person who violates the
24 provisions of sections 67-6603 through 67-6614A, 67-6617, 67-6617A,
25 67-6619, 67-6620, 67-6621(a), 67-6624, 67-6629 or 67-6630, Idaho Code,
26 shall be liable for a civil fine not to exceed two hundred fifty dollars
27 (\$250) if an individual, and not more than two thousand five hundred dollars
28 (\$2,500) if a person other than an individual. The burden of proof for such
29 civil liability shall be met by showing a preponderance of the evidence.

30 (b) Any person who violates section 67-6605 or 67-6621(b), Idaho Code,
31 and any person who knowingly and willfully violates sections 67-6603 through
32 67-6614A, 67-6617, 67-6617A, 67-6619, 67-6620, 67-6621(a), 67-6624,
33 67-6629 or 67-6630, Idaho Code, is guilty of a misdemeanor and, upon
34 conviction, in addition to the fines set forth in subsection (a) of this
35 section, may be imprisoned for not more than six (6) months or be both fined
36 and imprisoned.

37 (c) The attorney general or the appropriate prosecuting attorney may
38 prosecute any violations of this act.

39 (d) Prosecution for violations of this act must be commenced within two
40 (2) years after the date on which the violation occurred.

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

4 SECTION 3. An emergency existing therefor, which emergency is hereby
5 declared to exist, this act shall be in full force and effect on and after its
6 passage and approval.